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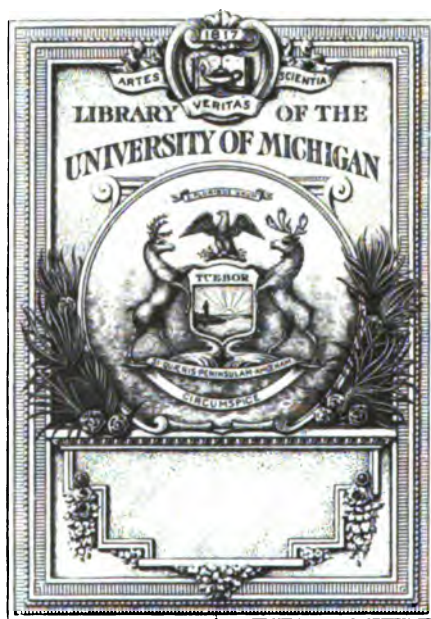
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**NON  
CIRCULATING**









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JOURNAL  
OF  
THE SENATE  
OF THE  
STATE OF MICHIGAN.

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1885.

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Printed by Virtue of an Act of the Legislature, under the direction and supervision of  
**LEWIS M. MILLER,**  
Secretary of the Senate.

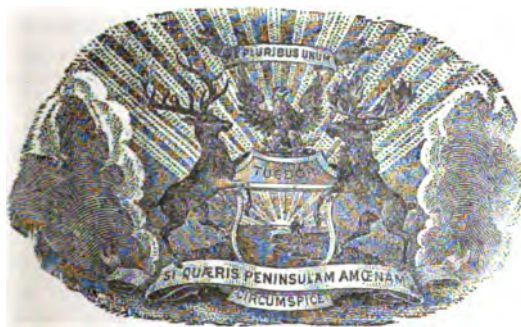
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IN TWO VOLUMES.

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VOL. II.

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BY AUTHORITY.

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LANSING, MICH.:  
W. S. GEORGE & CO., STATE PRINTERS & BINDERS  
1885.



## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Kempf,	Mr. Shoemaker,
Brown,	Edwards,	Monroe,	Smith, S. W.,
Carpenter,	Francis,	Moon,	Spencer,
Carveth,	Heisterman,	Sherwood,	Stephenson,
Curtiss,	Hueston,		18

## NAYS.

Mr. Davenport, Mr. Greiner, 2  
 Title agreed to.  
 On motion of Mr. Carpenter,  
 By a vote of two-thirds of all the Senators elect, the bill was ordered to  
 take immediate effect.

## GENERAL ORDER.

On motion of Mr. Moon,  
 The Senate went into committee of the whole on the general order,  
 Mr. Austin in the chair.  
 After some time spent therein, the committee rose, and, through their  
 chairman made the following report:

## I.

The committee of the whole have had under consideration the following.  
 Senate bill No. 131 (File No. 154), entitled,  
 A bill to amend section one (1) of act number one hundred and forty-two  
 (142) of the session laws of eighteen hundred and eighty-three, being an act  
 entitled "An act to provide for selecting petit jurors in the Upper Peninsula;"  
 Senate bill No. 185 (File No. 164), entitled,  
 A bill to provide for the appointment, compensation, and duties of a steno-  
 grapher of the sixteenth judicial circuit;  
 Have made no amendments thereto, and have directed their chairman to  
 report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the follow-  
 ing.

Senate bill No. 110, entitled  
 A bill to amend act No. 28, of the session laws of 1877, approved March 9,  
 1877, entitled "An act to provide for the appointment of an assistant prose-  
 cuting attorney for the county of Wayne," by adding a new section thereto  
 to stand as section 7;  
 Senate bill No. 4 (File No. 6), entitled  
 A bill to regulate the gas works in the State of Michigan;  
 Senate bill No. 37 (File No. 15), entitled  
 A bill to prevent the spread of contagious diseases among cattle;  
 Have made sundry amendments thereto, and have directed their chairman  
 to report the same back to the House, asking concurrence therein, and recom-  
 mend their passage.

## III.

The committee of the whole have also had under consideration the following:  
 Senate bill No. 76 (File No. 56), entitled  
 A bill to establish a Homœopathic Medical College in Michigan;

Have directed their chairman to report the same back to the Senate, with the recommendation that the bill be laid on the table.

## IV.

The committee of the whole have also had under consideration the following :  
House bill No. 211 (File No. 97), entitled

A bill to amend section 1 of act number 138 of the public acts of 1875, relative to subjects for dissection for the advancement of science, approved April 27, 1875, as amended by act number 16 of the public acts of 1881, approved March 2, 1881, the same being section 2110 of the compiled laws of 1871, as amended, the same being chapter 72, section 2284 of Howell's Annotated Statutes of Michigan ;

Have directed their chairman to report the same back to the Senate, with the recommendation that the House amendments made to the bill be printed in the Journal and the bill be recommitted to the committee of the whole.

## V.

The committee of the whole have also had under consideration the following :

Senate bill No. 149 (File No. 110), entitled

A bill to amend sections 3 and 6 of chapter 34 of the revised statutes of 1846, relating to " money of accounts and the interest of money, and on judgments, verdicts, etc. ;" also, section 1 of act No. 11 of the session laws of 1869, relating to interest upon installments falling due upon written contracts, being sections 1594, 1597, and 1599 of Howell's Annotated Statutes of Michigan ;

Have directed their chairman to report the same back to the Senate, with the recommendation that the bill be laid on the table, and reprinted.

CHARLES AUSTIN, *Chairman.*

Report accepted and committee discharged.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Austin,

The Senate concurred in the amendments made by the committee to the second named bills, and the same were placed on the order of third reading of bills.

On motion of Mr. Austin,

The Senate concurred in the recommendation of the committee regarding the third named bill, and the same was laid on the table.

On motion of Mr. Austin,

The Senate concurred in the recommendation of the committee regarding the fourth named bill, and the House amendments to the same were ordered printed in the Journal and the bill recommitted.

The following are the amendments:

1. Strike out of line three recited section one, the word " president," and insert in lieu thereof the words " board of trustees ;"

2. Insert in recited section one, after the word " representative," in line seven, the words, " or the county superintendent of the poor, keepers of poor-houses and alms-houses, any physician or other person in charge of any poor-house or alms-house or charitable institution, sheriff or coroners, having in his or their possession or control the dead body of any person not claimed by any relative, personal friend or legal representative ;"

3. Insert in line eight recited section one, after the word " institutions," the

words "or the dead body of any convict who died in prison under sentence for murder or attempt to murder."

On motion of Mr. Austin,

The Senate concurred in the recommendation of the committee regarding the fifth named bill, and the same was laid on the table and ordered reprinted.

On motion of Mr. Curtiss,

The Senate adjourned.

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*Lansing, Wednesday, April 29, 1885.*

The Senate met and was called to order by the President at 10 o'clock A. M.  
Roll called: a quorum present.

#### PRESENTATION OF PETITIONS.

No. 684. By Mr. Woodruff: Petition of officers and members of the Detroit Woman's Christian Temperance Union for the passage of the prohibitory amendment to the constitution;

Referred to the committee on liquor traffic.

#### REPORTS OF STANDING COMMITTEES.

By the committee on public lands:

The committee on public lands, to whom was referred

Senate bill No. 296 (File No. 103), entitled

A bill making an appropriation of State swamp lands to aid the county of Jackson in straightening and opening a channel or outlet for Portage Lake, and to authorize a tax to complete the same, and to repeal act No. 132 of the session laws of 1881, entitled "An act to authorize and empower the board of control of State swamp lands to make an appropriation of swamp lands to drain certain overflowed lands in Jackson county," approved May 10, 1881,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

J. MANWARING, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Manwaring,

The Senate concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 328, entitled

A bill to incorporate the village of Chippewa Lake,



Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

WM. H. FRANCIS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Francis,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Francis,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Hueston,	Mr. Pulver,
Belknap,	Davis,	Kempf,	Sherwood,
Brown,	Edwards,	Manwaring,	Smith, G. A.,
Carpenter,	Francis,	Monroe,	Spencer,
Carveth,	Greiner,	Moon,	Stephenson,
Cline,	Heisterman,	Pennell,	Woodruff,
Curtiss,	Hertzler,		

26

NAYS.

0

The question being on agreeing to the title,

Mr. Francis moved to amend the title as follows:

By striking out the words "Chippewa Lake" and inserting in lieu thereof the word "Frankfort";

Which motion prevailed

The title as amended was then agreed to.

On motion of Mr. Francis,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 368 (File No. 266), entitled

A bill to repeal an act entitled "An act to amend an act entitled 'An act to incorporate the city of Ludington,'" to stand as sections 88 and 89, 90 and 91, approved January 5, 1883,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

WM. H. FRANCIS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Francis,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Edwards,

The rules were suspended and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hueston,	Mr. Pulver,
Belknap,	Edwards,	Kempf,	Sherwood,
Brown,	Francis,	Manwaring,	Shoomaker,
Carpenter,	Greiner,	Monroe,	Smith, G. A.,
Cline,	Hawley,	Moon,	Spencer,
Curtiss,	Heisterman,	Pennell,	Stephenson,
Davenport,	Hertzler,	Phelps,	Woodruff, 28

## NAYS.

0

The question being on agreeing to the title,

Mr. Edwards moved to amend the title so as to read as follows:

A bill to repeal section 91 of an act entitled "An act to amend an act entitled 'An act to incorporate the city of Ludington,' approved March 22, 1873, by adding four new sections thereto to stand as sections 88, 89, 90, and 91," approved June 5, A. D. 1883,

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Edwards,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 369 (File No. 267), entitled

A bill to amend section 24 of an act entitled "An act to incorporate the city of Ludington," approved March 22, 1873, and to add 21 new sections thereto, to stand as sections 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, and 108,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended, do pass, and ask to be discharged from the further consideration of the subject.

WM. H. FRANCIS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Francis,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Edwards,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hueston,	Mr. Sherwood,
Belknap,	Edwards,	Kempf,	Shoemaker,
Brown,	Francis,	Manwaring,	Smith, G. A.,
Carpenter,	Greiner,	Monroe,	Smith, S. W.,
Carveth,	Hawley,	Moon,	Spencer,
Cline,	Heisterman,	Pennell,	Stephenson,
Curtiss,	Hertzler,	Phelps,	Woodruff,
Davenport,	Hubbell,	Pulver,	31

## NAYS.

0

The question being on agreeing to the title,

Mr. Edwards moved to amend the title so as to read as follows:

A bill to amend section 25 of an act entitled "An act to incorporate the city of Ludington," approved March 22, 1873, and to add 18 new sections thereto, to stand as sections 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, and 108,

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Edwards,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 152 (File No. 54), entitled

A bill to re-incorporate the village of Roscommon, Roscommon county;

J. W. BELKNAP, *Chairman*.

Report accepted.

#### REPORTS OF SELECT COMMITTEES.

By the select committee on election laws:

The select committee on election, laws to whom was recommitted

Senate bill No. 264 (File No. 159), entitled

A bill to provide for the registration of electors,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

J. W. BELKNAP, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Belknap,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the select committee on election laws:

The select committee on election laws, to whom was referred

Senate bill No. 266, entitled

A bill to repeal certain acts and parts of acts relating to elections,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

J. W. BELKNAP, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Belknap,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the select committee on election laws :

The select committee on election laws, to whom was recommitted  
Senate bill No. 265 (File No. 187), entitled

A bill to regulate the holding of elections and the canvass and return of  
votes, and to further guard against abuses of the elective franchise,

Respectfully report that they have had the same under consideration, and  
have directed me to report the same back to the Senate with amendments  
thereto, recommending that the amendments be concurred in, and that the  
bill when so amended do pass, and ask to be discharged from the further con-  
sideration of the subject.

J. W. BELKNAP, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Belknap,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the  
general order.

On motion of Mr. Belknap,

The three last reported bills, and

House bill No. 103 (File No. 132), entitled

A bill to amend an act entitled "An act directing the county clerks in each  
of the counties in this State to provide uniform ballots on constitutional amend-  
ments," being act 66 of the session laws of 1873, approved April 1, 1883,

Were taken from the general order and made a special order for Wednesday,  
May 6, at 10:30 o'clock A. M.

#### MESSAGES FROM THE HOUSE.

The President announced the following :

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 28, 1885.* }

*To the President of the Senate :*

SIR—I am instructed by the House to return to the Senate the following  
entitled bill :

Senate bill No. 211 (File No. 132), entitled

A bill to establish and regulate a mining school in the Upper Peninsula;

And to inform the Senate that the House has amended the same as follows :

1. Amend section 2, line 2, by striking out the word "who" and inserting  
in lieu thereof the words "not less than four of whom;"

2. Amend section 10 by adding thereto the following: "And the same  
when collected shall be placed by the Auditor General to the credit of said  
mining school, and may be drawn by the treasurer of said board of control  
upon warrants drawn by the secretary and approved by the board;

In the passage of which as thus amended, the House has concurred by a  
majority vote of all the members elect, and has ordered the same to take  
immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Hubbell,

The bill was laid on the table.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 28, 1885.* }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following entitled bills :

1. House bill No. 590 (File No. 293), entitled  
 A bill to provide for the appointment and compensation, and to prescribe the duties of stenographer for the 22d judicial circuit ;

2. House bill No. 437 (File No. 334), entitled

A bill to amend section No. 13 of chapter 286 of Howell's Annotated Statutes, being compiler's section No. 8296, relative to summary proceedings to recover the possession of lands in other cases ;

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on the judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on the judiciary.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 28, 1885.* }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following entitled bills :

1. House bill No. 106 (File No. 330), entitled

A bill to amend act No. 351 of the laws of 1879, entitled "An act to prevent the sale of unsound meat or provisions in the city of Detroit," approved April 19, 1879, as amended by act No. 419 of the session laws of 1881, and to add a new section thereto to be known as section 9 of said act ;

2. House bill No. 180 (File No. 331), entitled

A bill to prevent accidents by line shafting used on fair grounds or other public places where machinery is running on exhibition ;

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title and referred to the committee on public health.

The second named bill was read a first and second time by its title, and referred to the committee on agricultural interests.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 28, 1885.* }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following entitled joint resolution :

House joint resolution No. 20 (File No. 19), entitled

Joint resolution directing the commissioner of the State Land Office to

cause to be issued to Wm. S. Charles a patent for W  $\frac{1}{2}$  S W.  $\frac{1}{4}$  section 33, town 2 south, range 14 west, the same being State swamp land;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives,*

The joint resolution was read a first and second time by its title, and referred to the committee on public lands.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 29, 1885. }

*To the President of the Senate:*

SIR,—I am instructed by the House to return to the Senate the following concurrent resolution:

*Resolved by the Senate of the State of Michigan* (the House concurring therein), That there be added to the "joint select committee of eight" to whom is to be referred all bills relating to the assessment and collection of taxes, one member from the Senate and two from the House, to be appointed by the presiding officer of each body respectively;

In the adoption of which the House has concurred.

Also to inform the Senate that Messrs. Estee and O. N. Case have been appointed to act as the additional members of said committee, on the part of the House.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The message was laid on the table.

#### MOTIONS AND RESOLUTIONS.

Mr. Cline offered the following resolution:

*Resolved* (the House concurring), That the select joint committee appointed under the provisions of

Senate joint resolution No. 5 (File No. 16), entitled

Joint resolution declaring the necessity of having one or more soldiers' homes established in this State for the protection of Union soldiers and marines who have become disabled since their discharge from service, and to provide a joint committee to investigate and report as to feasibility of the Dearborn arsenal property, etc.

In view of the controversy in relation to the annexation of the village of Fort Gratiot to Port Huron, as proposed by House bill No. 183 (File No. 73), said committee are hereby respectfully requested to enquire into and investigate as to the feasibility of said annexation while in Port Huron and Fort Gratiot, and report the same to the Senate and House of Representatives, with their opinion in relation to the same;

Which was adopted.

Mr. Kempf moved to discharge the special order for May 12, at 2 o'clock P. M., from the following bill:

Senate bill No. 23 (File No. 176), entitled

A bill to amend sections 3, 4, and 5, of chapter 1 of an act entitled "An

act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," being act No. 326 of the session laws of 1883, approved June 7, 1883, and to add a new section to said chapter, to be known as section 6.

Mr. S. W. Smith called for the yeas and nays.

The motion then did not prevail by yeas and nays as follows:

## YEAS.

Mr. Austin,	Mr. Greiner,	Mr. Hueston,	Mr. Moon,
Curtiss,	Hawley,	Kempf,	Pennell,
Davis,	Hubbell,	Manwaring,	Phelps,
Francis,			

13

## NAYS.

Mr. Belknap,	Mr. Edwards,	Mr. Pulver,	Mr. Smith, S. W.,
Brown,	Heisterman,	Sherwood,	Spencer,
Carpenter,	Henry,	Shoemaker,	Stephenson,
Carveth,	Hertzler,	Smith, G. A.,	Woodruff,
Davenport,			

17

Mr Carveth offered the following preamble and resolution:

**WHEREAS**, The justices of the supreme court have each filed separate opinions in the matter of the petition of the State of Michigan for the sale of certain lands in the county of Wayne for delinquent taxes, which matter involves the constitutionality of act number 9 of the public acts of 1882, approved March 14, 1882, being the present tax law of the State; therefore

*Resolved*, That the committee on printing be and is hereby requested to procure such opinions to be printed in such suitable and convenient form for the use of the members of the Senate, as it may deem fit:

Which was adopted.

Mr. Curtiss moved to take from the table

Senate bill No. 254, entitled

A bill to amend the charter of the village of Lowell;

Which motion prevailed.

On motion of Mr. Curtiss,

The bill was re-committed to the committee on cities and villages.

Mr. Belknap offered the following concurrent resolution:

*Resolved by the Senate* (the House of Representatives concurring), That the Secretary of State be requested to furnish Legislative Manuals as per the following schedule:

Governor.....	20
Lieutenant Governor.....	20
Speaker of the House.....	20
President <i>pro tem.</i> of the Senate.....	18
Speaker <i>pro tem.</i> of the House.....	16
Senators—31, each 15.....	465
Representatives—98, each 9.....	882
Secretary of the Senate.....	8
Clerk of the House.....	8
Assistant Secretary of the Senate.....	4
Journal Clerk of the House.....	3
Corresponding Clerk of the House.....	3
Enrolling and Engrossing Clerk of the Senate.....	2
Enrolling and Engrossing Clerk of the House.....	2

Ast. Enrolling and Engrossing Clerk of the Senate.....	1
Ast. Enrolling and Engrossing Clerk of the House.....	1
Sergeant-at-Arms of the Senate.....	2
Sergeant-at-Arms of the House.....	2
Ast. Sergeant-at-Arms of the Senate—2, each 1.....	2
Ast. Sergeant-at-Arms of the House—2, each 1.....	2
Clerks of Senate Committees—4, each 1.....	4
Clerks of House Committees—5, each 1.....	5
Postmistress.....	1
Assistant Postmaster.....	1
Reporters, each 1.....	7
Clerk Special Joint Tax Committee.....	1
<b>Total</b> .....	<b>1,500</b>
Which was adopted.	

## THIRD READING OF BILLS.

Senate bill No. 131 (File No. 154), entitled

A bill to amend section 1 of act No. 142 of the session laws of 1883, being an act entitled "An act to provide for selecting petit jurors in the Upper Peninsula,"

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hubbell,	Mr. Sherwood,
Belknap,	Edwards,	Hueston,	Shoemaker,
Brown,	Francis,	Kempf,	Smith, G. A.,
Carpenter,	Greiner,	Manwaring,	Smith, S. W.,
Carveth,	Hawley,	Moon,	Spencer,
Cline,	Heisterman,	Pennell,	Stephenson,
Curtiss,	Henry,	Phelps,	Woodruff,
Davenport,	Hertzler,	Pulver,	31

## NAYS.

0

Title agreed to.

On motion of Mr. Stephenson,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 185 (File No. 164), entitled

A bill to provide for the appointment, compensation, and duties of a stenographer of the sixteenth judicial circuit,

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Oline moved to amend the bill as follows:

1. By striking out of section 6, lines 3 and 4, the words "valuation of taxable property in each county," and inserting in lieu thereof the words "number of suits, law and chancery, entered and commenced in the circuit court for such counties respectively in the preceding year;"

2. By striking out of section 8, line 4, the words, "population of the several counties composing said judicial circuit, according to the last census," and inserting in lieu thereof the words, "number of suits, law and chancery, entered and commenced in the circuit court;"



3. By inserting in same section, line 5, after the word "respectively," the words, "the preceding year."

Which motion prevailed, and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Henry,	Mr. Sherwood,
Belknap,	Davis,	Hertzler,	Smith, G. A.,
Brown,	Edwards,	Manwaring,	Smith, S. W.,
Carpenter,	Francois,	Moon,	Spencer,
Carveth,	Greiner,	Pennell,	Stephenson,
Cline,	Hawley,	Phelps,	Woodruff,
Curtiss,	Heisterman,	Pulver,	

27

## NAYS.

0

Title agreed to.

On motion of Mr. Cline,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 37 (File No. 15), entitled

A bill to prevent the spread of contagious diseases among cattle,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hueston,	Mr. Shoemaker,
Brown,	Francis,	Kempf,	Smith, G. A.,
Carpenter,	Greiner,	Manwaring,	Smith, S. W.,
Carveth,	Hawley,	Moon,	Spencer,
Cline,	Henry,	Pennell,	Stephenson,
Curtiss,	Hertzler,	Phelps,	Woodruff,
Davenport,	Hubbell,	Sherwood,	

27

## NAYS.

Mr. Belknap,	Mr. Pulver,		2
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Title agreed to.

Senate bill No. 4 (File No. 6), entitled

A bill to regulate the gas works in the State of Michigan,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Brown,	Mr. Hubbell,	Mr. Pennell,	Mr. Sherwood,
Cline,	Hueston,	Phelps,	Smith, G. A.,
Greiner,	Manwaring,	Pulver,	Stephenson,
Hawley,	Moon,		

14

## NAYS.

Mr. Belknap,	Mr. Francis,	Mr. Shoemaker,	Mr. Woodruff,
Davenport,	Henry,		

6

Mr. Hawley moved to reconsider the vote by which the Senate refused to pass the bill;

Which motion prevailed.

The question being on the passage of the bill,  
On motion of Mr. Hawley,  
The bill was laid on the table.  
By unanimous consent,  
The Senate returned to the order of

## MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 29, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled joint resolution:

House joint resolution No. 18, entitled

A joint resolution authorizing the Auditor General to suspend the sale of lands delinquent for taxes of 1882;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

On motion of Mr. Monroe,

The rules were suspended, and the joint resolution was placed on its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hueston,	Mr. Sherwood,
Belknap,	Edwards,	Kempf,	Shoemaker,
Brown,	Francis,	Manwaring,	Smith, G. A.,
Carpenter,	Greiner,	Monroe,	Smith, S. W.,
Carveth,	Heisterman,	Moon,	Spencer,
Curtiss,	Hertzler,	Pennell,	Stephenson,
Davenport,	Hubbell,	Pulver,	Woodruff, 28

## NAYS.

Mr. Hawley, 1  
Title and preamble agreed to.  
On motion of Mr. Monroe,  
By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.  
On motion of Mr. Curtiss,  
The Senate took a recess until 2 o'clock P. M.

## AFTERNOON SESSION.

*2 o'clock P. M.*

The Senate met and was called to order by the President.  
Roll called: a quorum present.

## ANNOUNCEMENT.

The President appointed as an additional member of the joint select committee on taxation, Senator Carveth.

## SPECIAL ORDER.

The President announced that the hour for the special order had arrived, being for the consideration of

Senate bill No. 332 (File No. 189), entitled

A bill to regulate the passenger and freight tariff, to provide for a uniform classification of freights and maximum freight rates, and to prevent unjust discrimination in charges of tolls or compensation for the transportation of passengers or freights upon the railroads in this State.

On motion of Mr. Carveth,

The Senate proceeded as in committee of the whole, with the President in the chair, for the consideration of said bill.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 332 (File No. 189), entitled

A bill to regulate the passenger and freight tariff, to provide for a uniform classification of freights and maximum freight rates, and to prevent unjust discrimination in charges of tolls or compensation for the transportation of passengers or freights upon the railroads of this State,

Have made some progress therein, but not having gone through therewith, have directed their chairman to report that fact to the Senate and ask leave to sit again.

A. BUTTARS, *Chairman.*

On motion of Mr. Hubbell,

The bill was continued on the special order.

Mr. Hubbell moved to take from the table

Senate bill No. 211 (File No. 132), entitled

A bill to establish and regulate a mining school in the Upper Peninsula;

Which motion prevailed.

Mr. Hubbell moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hubbell,	Mr. Pulver,
Belknap,	Edwards,	Hueston,	Sherwood,
Brown,	Francis,	Kempf,	Shoemaker,
Carpenter,	Greiner,	Manwaring,	Smith, G. A.,
Carveth,	Hawley,	Monroe,	Spencer,
Cline,	Heisterman,	Moon,	Stephenson,
Curtiss,	Henry,	Pennell,	Woodruff,
Davenport,			

29  
0

## NAYS.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

On motion of Mr. Hawley,

The Senate went into executive session, the time being 5 o'clock P. M.

The executive session closed, the time being 5:10 o'clock P. M.  
The Senate returned to the order of

#### THIRD READING OF BILLS.

Senate bill No. 110, entitled

A bill to amend act No. 28 of the session laws of 1877, approved March 9, 1877, entitled "An act to provide for the appointment of an assistant prosecuting attorney for the county of Wayne," by adding a new section thereto to stand as section 7;

On motion of Mr. Hubbell,

The bill was laid on the table.

On motion of Mr. Hubbell,

The Senate adjourned.

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*Lansing, Thursday, April 30, 1885.*

The Senate met and was called to order by the President *pro tem.* at 10 o'clock A. M.

Prayer by Rev. Mr. Valentine.

Roll called: a quorum present.

Absent without leave: Senator Carpenter.

Mr. Woodruff asked and obtained indefinite leave of absence for Mr. Carpenter on account of sickness in his family.

#### REPORTS OF STANDING COMMITTEES.

By the committee on labor:

The committee on labor, to whom was referred

House bill No. 148 (File No. 152), entitled

A bill to provide for the incorporation of societies to promote the interests of trade and labor,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. W. MOON, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on labor:

The committee on labor, to whom was referred

House bill No. 602 (File No. 288), entitled

A bill to amend sections 1, 3, 4, 5, 6 and 7 of act No. 156 of the session laws of 1883, being an act creating a bureau of labor and industrial statistics and defining the powers and duties of the same,

Respectfully report that they have had the same under consideration and

have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

J. W. MOON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Moon,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 376, entitled

A bill to prohibit the manufacture and sale of oleomargarine and butterine or any article in the semblance of butter and not the legitimate product of the dairy and not made exclusively of milk or cream,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the accompanying substitute therefor, entitled

A bill to prevent deception in the manufacture and sale of dairy products, and to preserve the public health,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

FITCH PHELPS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Phelps,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate joint resolution No. 23, entitled

Joint resolution authorizing and directing the Auditor General to credit to the county of Manitou the sum of fifteen hundred dollars,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate with amendments thereto, recommend that the amendments be concurred in, and that the joint resolution when so amended do pass, and ask to be discharged from the further consideration of the subject.

FITCH PHELPS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Phelps,

The Senate concurred in the amendments made to the joint resolution by the committee.

The joint resolution was then ordered printed, referred to the committee of the whole, and placed on the general order.

#### REPORTS OF SELECT COMMITTEES.

By the special committee on election laws:

The special committee on election laws, to whom was referred

Senate bill No. 249, entitled

A bill to regulate the counting of votes at elections,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, recommending that the bill be printed, referred to the committee of the whole, and placed on the general order, but without further recommendation, and ask to be discharged from the further consideration of the subject.

J. W. BELKNAP, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the special committee on election laws:

The special committee on election laws, to whom was referred

Senate bill No. 250, entitled

A bill to regulate the holding of caucuses,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, recommending that the bill be printed and referred to the committee of the whole and placed on the general order, but without further recommendation, and ask to be discharged from the further consideration of the subject.

J. W. BELKNAP, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

#### MESSAGE FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE, }  
Lansing, April 29, 1885: }

*To the Senate:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

[Senate bill No. 326 (File No. 92), being]

An act supplementary to an act entitled "An act to revise the laws providing for the incorporation of railroad companies and to fix the duties and liabilities of all railroad and other corporations, owning or operating any railroad in this State," approved May 1, 1873;

Also,

[Senate bill No. 152 (File No. 54), being]

An act to reincorporate the village of Roscommon, Roscommon county.

R. A. ALGER, *Governor*.

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 29, 1885. }

*To the President of the Senate:*

*SIR*—I am instructed by the House to return to the Senate the following entitled bills:

1. Senate bill No. 84 (File No. 170), entitled

A bill to amend section 8, and to repeal sections 13, 14, 15, and 16, of act No. 215 of the session laws of 1873, entitled "An act to incorporate the village of Howard City," approved March 14, 1873, and to add one new section thereto to stand as section 39;

2. Senate bill No. 270 (File No. 212), entitled

A bill to incorporate the village of Oscoda,

In the passage of which as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The two bills were referred to the committee on engrossment and enrollment for enrollment.

#### MOTIONS AND RESOLUTIONS.

Mr. Hawley moved to take from the table

Senate bill No. 4 (File No. 6), entitled

A bill to regulate gas works in the State of Michigan;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

The President took the chair.

By unanimous consent, Mr. Shoemaker moved to amend the bill as follows:

By striking out in section 1, the words "already organized and in operation;"

Which motion prevailed and the bill was so amended.

By unanimous consent, Mr. Hawley moved to further amend the bill as follows:

By adding to section 1 the words "and gas manufactured from gasoline;"

Which motion prevailed, and the bill was so amended.

By unanimous consent, Mr. Spencer moved to further amend the bill as follows:

By striking out the words "person or persons" where they occur in section 1, line 2, section 2, lines 1 and 5, and section 4, line 1;

Which motion prevailed, and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Anstin,	Mr. Edwards,	Mr. Hueston,	Mr. Pulver,
Belknap,	Francis,	Kempf,	Sherwood,
Brown,	Greiner,	Manwaring,	Shoemaker,
Carveth,	Hawley,	Monroe,	Smith, G. A.,
Oline,	Heisterman,	Moon,	Smith, S. W.,
Ourtiss,	Henry,	Pennell,	Spencer,
Davenport,	Hertzler,	Phelps,	Woodruff,
Davis,	Hubbell,		

30

#### NAYS.

0

Title agreed to.

Mr. Hawley moved to take from the table

Senate bill No. 110, entitled

A bill to amend act No. 28 of the session laws of 1877, approved March 9, 1877, entitled "An act to provide for the appointment of an assistant prosecuting attorney for the county of Wayne," by adding a new section thereto to stand as section 7;

Which motion prevailed.

The bill was read a third time, and pending the taking of the vote thereon, By unanimous consent, Mr. Hawley moved to amend the bill as follows:

By striking out the following:

"And in case of the resignation or death of the prosecuting attorney during his term of office, said assistant shall perform all the duties and discharge all the functions of the office of prosecuting attorney for the remainder of the term, or until a successor to such office has duly qualified according to law;"

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Francis,	Mr. Hueston,	Mr. Sherwood,
Belknap,	Greiner,	Kempf,	Shoemaker,
Brown,	Hawley,	Manwaring,	Smith, G. A.,
Carveth,	Heisterman,	Monroe,	Smith, S. W.,
Cline,	Henry,	Moon,	Spencer,
Davenport,	Hertzler,	Phelps,	Stephenson,
Davis,	Hubbell,	Pulver,	Woodruff,
Edwards,			
			29
			0

#### NAYS.

Title agreed to.

On motion of Mr. Hueston,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

#### SPECIAL ORDER.

Being the consideration of

Senate bill No. 332 (File No. 189), entitled

A bill to regulate the passenger and freight tariff, to provide for a uniform classification of freights and maximum freight rates, and to prevent unjust discrimination in charges of tolls or compensation for the transportation of passengers or freights upon the railroads in this State.

On motion of Mr. Hueston,

The Senate proceeded as in committee of the whole, with the President in the chair, for the consideration of said bill.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 332 (File No. 189), entitled

A bill to regulate the passenger and freight tariff, to provide for a uniform classification of freights and maximum freight rates, and to prevent unjust discrimination in charges of tolls or compensation for the transportation of passengers or freights upon the railroads of this State,

Have made some progress therein, but not having gone through therewith, have directed their chairman to report that fact to the Senate and ask leave to sit again.

A. BUTTARS, *Chairman.*

Report accepted.



On motion of Mr. Hubbell,  
The bill was continued on the special order.  
On motion of Mr. Brown,  
The Senate took a recess until 2 o'clock P. M.

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AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.  
Roll called: a quorum present.

By unanimous consent the special order for 2 o'clock was postponed, and  
On motion of Mr. Hubbell,

The special order for the consideration of  
Senate bill No. 332 (File No. 189), entitled

A bill to regulate the passenger and freight tariff, to provide for a uniform classification of freights and maximum freight rates, and to prevent unjust discrimination in charges of tolls or compensation for the transportation of passengers or freights upon the railroads of this State,

Was resumed.

The Senate proceeded as in committee of the whole, with the President in the chair, for the consideration of said bill.

After some time spent therein the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 332 (File No. 189), entitled

A bill to regulate the passenger and freight tariff, to provide for a uniform classification of freights and maximum freight rates, and to prevent unjust discrimination in charges of tolls or compensation for the transportation of passengers or freights upon the railroads of this State;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

A. BUTTARS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Shoemaker,

The Senate concurred in the amendments made by the committee to the bill and the same was placed on the order of third reading of bills.

On motion of Mr. Carveth,

The bill was ordered reprinted.

On motion of Mr. Monroe,

The Senate proceeded as in committee of the whole, with the President, *pro tem.*, in the chair for the consideration of

Senate bill No. 375, entitled

A bill to provide for the appointment of a commission to prepare and report a bill revising the general banking law,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

J. W. BELKNAP, *Chairman*.

Report accepted.

On motion of Mr. Carveth,

The Senate concurred in the amendments made by the committee to the bill, and the same was placed on the order of third reading of bills.

On motion of Mr. Hawley,

Leave of absence was granted to Mr. Hawley from to-day's session until Monday evening, May 4.

On motion of Mr. Cline,

Leave of absence was granted to Mr. Cline from to-day's session until Monday evening, May 4.

On motion of Mr. Hueston,

Leave of absence was granted from to-day's session to the committee on selecting a site for soldiers' homes until Monday evening, May 4.

On motion of Mr. Curtiss,

Leave of absence was granted to Mr. Curtiss from to-day's session until Monday evening, May 4.

On motion of Mr. Kempf,

Leave of absence was granted to Mr. Kempf from Friday noon until Monday evening, May 4.

On motion of Mr. Stephenson,

Leave of absence was granted to Mr. Stephenson from to-day's session indefinitely.

Mr. Shoemaker moved to take from the table

House bill No. 321 (File No. 285), entitled

A bill to amend section 19 chapter 154 of the revised statutes of 1846, being compiler's section 9141 of Howell's General Statutes of the State of Michigan relative to offenses against property.

Which motion prevailed.

On motion of Mr. Shoemaker,

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Monroe moved that

Senate bill No. 375, entitled

A bill to provide for the appointment of a commission to prepare and report a bill revising the general banking law,

Be placed on its immediate passage;

Which motion prevailed.

The bill was then read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Hubbell,	Mr. Phelps,	Mr. Stephenson,
Brown,	Hueston,	Sherwood,	Woodruff,
Carveth,	Monroe,	Smith, S. W.,	President
Edwards,	Moon,	Spencer,	<i>pro tem.</i> , 16
Henry,			

#### NAYS.

Mr. Cline,	Mr. Davis,	Mr. Heisterman,	Mr. Shoemaker,
Curtiss,	Greiner,	Manwaring,	Smith, G. A.,
Davenport,	Hawley,		10

Mr. Monroe moved to reconsider the vote by which the Senate refused to pass the bill;

Which motion prevailed.

The question being on the passage of the bill,  
 On motion of Mr. Monroe,  
 The bill was laid on the table.  
 By the committee on engrossment and enrollment:  
 The committee on engrossment and enrollment report as correctly enrolled,  
 signed, and presented to the Governor, the following:  
 Senate bill No. 211, entitled  
 A bill to establish and regulate a mining school in the upper peninsula,  
 J. W. BELKNAP, *Chairman*.  
 Report accepted.  
 By unanimous consent,  
 The Senate returned to the order of.

## MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 30, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:  
 House bill No. 494 (File No. 232), entitled

A bill to provide for the taxation of railway or railroad companies organized and existing under any special act or acts of incorporation or consolidation, or which have heretofore been taxed under any special act or acts, and to repeal all acts or parts of acts inconsistent with the provisions of this act;

Which has passed the House by a two-thirds vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on railroads.

The President *pro tem* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 30, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 412, entitled

A bill to amend section 71 of act No. 253, of the session laws of 1871, approved March 31, 1871, entitled "An act to amend sections 1, 4, 5, 8, 15, 28, 39, and 59, and to add two new sections thereto to be known as sections 70 and 71, of act No. 257, session laws of 1869, approved March 12, 1869, entitled "An act to incorporate the city of Hillsdale;"

2. House bill No. 395 (File No. 324), entitled

A bill to amend section 12 of chapter 3 of an act entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State," being act No. 243 of the session laws of 1881, approved June 8, 1881, said section 12 being section 1360 of Howell's Annotated Statutes;

Which have passed the House by a majority vote of all the members elect,

and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title and referred to the committee on cities and villages.

The second named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 30, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 107 (File No. 139), entitled

A bill making an appropriation for furnishing and providing apparatus for the Northern Asylum for the Insane at Traverse City, Michigan;

And to inform the Senate that the House has amended the same by striking out all of section 3, and inserting the following to stand as section 3 of the bill, viz.:

“SEC. 3. The several sums hereby appropriated shall be used for the several purposes in this act named; and if it shall be found that any of the sums herein appropriated are more than is needed for the specific purpose named in this act, so that a balance shall remain unexpended, such balance shall be returned to the State treasurer;”

In the passage of which as thus amended the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Kempf moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

#### YEAS.

Mr. Anstin,	Mr. Heisterman,	Mr. Monroe,	Mr. Smith, G. A.,
Brown,	Henry,	Moon,	Smith, S. W.,
Carveth,	Hertzler,	Pennell,	Spencer,
Davenport,	Hubbell,	Phelps,	Stephenson,
Davis,	Hueston,	Sherwood,	Woodruff,
Edwards,	Kempf,	Shoemaker,	President
Greiner,	Manwaring,		<i>pro tem.</i> , 26

#### NAYS.

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The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 30, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 359 (File No. 162), entitled

A bill making an appropriation of \$15,000 as a working capital for the Northern Asylum for the Insane;

And to inform the Senate that the House has amended the same by striking out all of section 2 and re-numbering section 3 as section 2;

In the passage of which as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Kempf moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays as follows:

YEAS.

Mr. Austin,	Mr. Heisterman,	Mr. Monroe,	Mr. Smith, G. A.,
Brown,	Henry,	Moon,	Smith, S. W.,
Carveth,	Hertzier,	Pennell,	Spencer,
Davenport,	Hubbell,	Phelps,	Stephenson,
Davis,	Hueston,	Sherwood,	Woodruff,
Edwards,	Kempf,	Shoemaker,	President
Greiner,	Manwaring,		<i>pro tem.</i> , 26

NAYS.

0

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 30, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

*Resolved* (the House concurring), That the select joint committee appointed under the provisions of

Senate joint resolution No. 5 (File No. 16), entitled

Joint resolution declaring the necessity of having one or more soldiers' homes established in this State for the protection of Union soldiers and marines who have become disabled since their discharge from service and to provide a joint committee to investigate and report as to feasibility of the Dearborn arsenal property, etc.

In view of the controversy in relation to the annexation of the village of Fort Gratiot to Port Huron, as proposed by House bill No. 183 (File No. 73), said committee are hereby respectfully requested to inquire into and investigate as to the feasibility of said annexation while in Port Huron and Fort Gratiot,

and report the same to the Senate and House of Representatives, with their opinion in relation to the same;

In the passage of which the House has concurred.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The message was laid on the table.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 30, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 276 (File No. 83), entitled

A bill to amend section 1 of act No. 352 of the session laws of 1879, approved April 19, 1879, entitled "An act to incorporate the village of Vassar, in the county of Tuscola;"

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

#### GENERAL ORDER.

On motion of Mr. S. W. Smith,

The Senate went into committee of the whole, on the general order.

Mr. Hertzler in the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following: House bill No. 211 (File No. 97), entitled

A bill to amend section 1 of act number 138 of the public acts of 1875, relative to subjects for dissection for the advancement of science, approved April 27, 1875, as amended by act number 16 of the public acts of 1881, approved March 2, 1881, the same being section 2110 of the Compiled Laws of 1871, as amended, the same being chapter 72, section 2284 of Howell's Annotated Statutes of Michigan;

Senate bill No. 130 (File No. 163), entitled

A bill to confirm the sale of certain swamp lands to Martha M. Ingalls, and patent No. 25810 issued to her upon such sale;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

O. HERTZLER, *Chairman.*

Report accepted and committee discharged.

The bills were placed on the order of third reading of bills.

Mr. S. W. Smith moved that the Senate return to the order of

## THIRD READING OF BILLS.

Senate bill No. 130 (File No. 168), entitled  
A bill to confirm the sale of certain swamp lands to Martha M. Ingalls, and patent No. 25810 issued to her upon such sale,  
Was read a third time and,  
Mr. Francis moved that the bill be laid on the table;  
Which motion did not prevail.  
Mr. Henry moved that the bill be re-committed to the committee of the whole.  
Mr. Sherwood moved that the Senate do now adjourn,  
Which motion prevailed.

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*Lansing, Friday, May 1, 1885.*

The Senate met and was called to order by the President at 10 o'clock A. M.  
Prayer by Rev. Mr. Jameson.  
Roll called: a quorum present.  
On motion of Mr. Pulver,  
Leave of absence was granted to himself until Tuesday, May 5.  
On motion of Mr. Hubbell,  
Leave of absence was granted to himself indefinitely on account of illness.  
On motion of Mr. Spencer,  
Leave of absence was granted to himself from to-day's session until Monday, May 11.

## PETITIONS.

No. 685. By Mr. C. R. Henry: Remonstrance of Edward Erskine, Sr., and 93 other citizens of Presque Isle county, against the passage of the bill creating the county of Sumner;

No. 686. By the same: Affidavit of Michael Ryan relative to the organization of the county of Sumner;

The remonstrance and affidavit were referred to the committee on counties and townships.

No. 687. By Mr. Kempf: Protest of Richard McQuillan and 121 others, against the passage of Senate bill No. 167 relative to the Dexter ditch in the county of Washtenaw;

Referred to the committee on roads and bridges.

No. 688. By Mr. Pulver: Petition of George M. Dewey and 38 other citizens of Shiawassee county, in favor of submitting to the people the prohibitory constitutional amendment relative to the liquor traffic;

No. 689. By Mr. Moon: Petition of O. J. Johnson and 140 others, of Whitehall, same object;

The two petitions were referred to committee on liquor traffic.

No. 690. By Mr. Moon: Remonstrance of Milan Coburn and 75 others, of New Holland, against the passage of Senate bill File No. 69, organizing township school districts;

Referred to the committee on public schools.

No. 691. By Mr. Moon: Petition of A. Whitcomb and 24 others, of Coopersville, for the passage of the pharmacy bill;

Referred to the committee on public health.

#### REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 462 (File No. 275), entitled

A bill to amend section 2, chapter 50 of the compiled laws of 1871, being compiler's section 1817, relative to the support of poor persons by the public, the same being section 1756 of Howell's Annotated Statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on canals and river and harbor improvements:

The committee on canals and river and harbor improvements, to whom was referred

House bill No. 498 (File No. 306), entitled

A bill to amend chapter 146 of the compiled laws of 1871, being an act for the care, charge and operating of St. Mary's Falls ship canal, by adding one new section thereto, to be known as section 11, authorizing any member of the board of control of said canal to administer oaths to witnesses brought before such board,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

O. R. HENRY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committees on the institution for the deaf and dumb and appropriations and finance:

The committees on the institution for the deaf and dumb and appropriations and finance, to whom was jointly referred

Senate bill No. 210, entitled

A bill making appropriations for the purchase of additional land and for improvements at institution for educating the deaf and dumb,

Respectfully report that they have had the same under consideration, and have directed us to report the same back to the Senate, without amendment,



and recommend that it do lie on the table, and ask to be discharged from the further consideration of the subject.

J. W. BELKNAP,

*Chairman Committee on Institution for Deaf and Dumb.*

GEO. A. SMITH,

*Chairman Committee on Appropriations and Finance.*

Report accepted and committees discharged.

On motion of Mr. Belknap,

The bill was laid on the table.

By the committee on insurance:

The committee on insurance, to whom was referred

House bill No. 397 (File No. 143), entitled

A bill to amend section 12 of act No. 83 of the session laws of 1873, being continuous section No. 4258 of Howell's Annotated Statutes of Michigan, entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties, and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94 of the session laws of 1871," approved April 12, 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

EDWARD E. EDWARDS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 270 (File No. 212), entitled

A bill to incorporate the village of Oscoda;

Also,

Senate bill No. 84 (File No. 170), entitled

A bill to amend section 8, and to repeal sections 13, 14, 15, and 16 of act No. 215 of the session laws of 1873, entitled "An act to incorporate the village of Howard City," approved March 14, 1873, and to add one new section thereto, to stand as section 39;

Also,

Senate bill No. 276 (File 83), entitled

A bill to amend section 1 of act No. 352 of the session laws of 1879, approved April 19, 1879, entitled "An act to incorporate the village of Vassar, in Tuscola county;"

Also,

Senate bill No. 359 (File No. 162), entitled

A bill making an appropriation of fifteen thousand dollars as a working capital for the Northern Michigan Asylum for the Insane.

J. W. BELKNAP, *Chairman.*

Report accepted.

The President announced the following:

## MESSAGES FROM THE GOVERNOR.

EXECUTIVE OFFICE,  
*Lansing, April 30, 1885.* }

*To the Legislature:*

Permit me to again call your attention to the matter of a "Pardoning Board."

Since my inaugural, and after further investigation, I have changed my views somewhat, and now recommend that a board consisting of four, two from each of the dominant political parties, with such compensation as will secure able talent, be appointed as an advisory board, whose duty it shall be to investigate the cases of such convicts in our State Prison and House of Correction as may apply, and report to the Executive with such recommendations as in their judgment seems best, either as to pardons, commutations, or non-action. After a full examination of each case is made, the recommendations so made to be acted upon by the Executive as he in his judgment shall deem best.

It is a notorious fact that sentences of criminals from different circuits, in the State for the same offense are widely different and frequently so from the same court.

There are now in Jackson State Prison, I am informed, two men serving from the same county, one of them for the term of *eight* years for stealing an old horse and wagon, which he claims he took for a labor debt of about twenty dollars, and which he sold for that amount; and the other for a term of ten years for stealing near one hundred thousand dollars.

Very many cases are reported which if at all as described should be investigated, both the offense and term of sentence, and also as to character of the offender, previous to the commission of the crime, and his conduct in prison since being sentenced.

This work is so great that it is simply impossible for the Executive to attend to it thoroughly and properly, and beside, at least two lawyers ought to be upon the commission.

I am sure the State of Michigan ought and will see justice done to even this class.

Senate bill No. 32 can, I think, be so amended as to serve the purpose, if you deem it wise to act in accordance with these recommendations.

This is substantially the same as a law now in force in Massachusetts.

RUSSELL A. ALGER, *Governor.*

On motion of Mr. Hubbell,

The message was referred to the committee on the judiciary.

The President also announced the following:

EXECUTIVE OFFICE, MICHIGAN, }  
*Lansing, April 30, 1885.* }

*To the Legislature:*

I beg to transmit herewith a copy of a letter received from Governor Robie, of Maine.

As a large number of the veterans from our State will attend this reunion, I sincerely hope a concurrent resolution may pass authorizing the Quartermaster General to comply with Governor Robie's request.

RUSSELL A. ALGER.

STATE OF MAINE,  
EXECUTIVE DEPARTMENT,  
*Augusta, April 28, 1886.*

*To His Excellency, Russell A. Alger, Governor of the State of Michigan:*

"SIR—The National reunion of the veterans of the G. A. R., in the city of Portland, in June next, will bring together from all parts of the Union, thousands of the soldiers of the recent war. It will be impossible for the State of Maine to provide a sufficient number of army tents to shelter so many. I am therefore compelled to ask your assistance with many thanks, if practicable to grant it. Will you be so kind as to give us the loan of the tents belonging to the State of Michigan for the use of our guests of the G. A. R., provided the State of Maine will be responsible for the care, damage, and expense of transportation, and bear the expense of an agent you may designate to accompany them. A favorable and early action will be highly appreciated and your generosity duly considered.

Yours with great respect,

[ Signed. ]

FREDERICK ROBIE,  
*Governor of Maine.*

Whereupon,

Mr. Shoemaker offered the following concurrent resolution:

*Resolved by the Senate* (the House concurring), that the Quartermaster General be and he is hereby authorized, under such regulations as may be approved by the Governor, to loan to the State of Maine the army tents belonging to the State of Michigan, for the use of the veterans of the Grand Army of the Republic at the National Reunion to be held in the city of Portland, in June next: *Provided*, that such regulations shall make provision that the State of Maine shall, in accordance with the proposition of the governor of that State, be responsible and pay for all damage to the same, and pay all expenses of transportation, and the expenses of an agent to have charge of the same while so loaned.

Which was adopted.

#### MOTIONS AND RESOLUTIONS.

Mr. G. A. Smith offered the following resolution:

*Resolved*, That the following proposed section to Senate bill No. 300, file No. 90, be printed in the Journal for the use of the Senate when considering said bill:

SEC. 2. At all stations or places from which the shipment of grain by the road of any such company or corporation shall have amounted during the previous year to fifty thousand bushels or more, such company or corporation shall erect and keep in good condition for use and use in weighing grain to be shipped over its road, true and correct scales of proper structure and capacity for the weighing of grain by the car load in cars after the same shall have been loaded. Such company or corporation shall carefully and correctly weigh each car upon which grain shall be shipped from such place or station both before and after the same is loaded, and ascertain and receipt for the true amount of grain so shipped. At all stations or places from which the shipment of grain by the road of any such company or corporation shall not have amounted to fifty thousand bushels or more during the previous year, such company or corporation shall weigh its cars both before and after being loaded at its nearest

station having such scales either way on the line of said road keeping a record thereof, and shall issue to the shipper receipts or bills of lading stating the true weight of grain in such car. If any such corporation shall neglect or refuse to weigh in the manner aforesaid any grain grain shipped in bulk from any station or place, the sworn statement of the shipper or his agent having personal knowledge of the amount of grain shipped shall be taken as true as to the amount so shipped;

Which was adopted.

### THIRD READING OF BILLS.

House bill No. 211 (File No. 97), entitled

A bill to amend section 1 of act number 138 of the public acts of 1875, relative to subjects for dissection for the advancement of science, approved April 27, 1875, as amended by act number 16 of the public acts of 1881, approved March 2, 1881, the same being section 2110 of the Compiled Laws of 1871, as amended, the same being chapter 72, section 2284 of Howell's Annotated Statutes of Michigan,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Belknap,	Mr. Greiner,	Mr. Kempf,	Mr. Sherwood,
Brown,	Heisterman,	Manwaring,	Shoemaker,
Davenport,	Henry,	Monroe,	Smith, G. A.,
Davis,	Hertzler,	Moon,	Smith, S. W.,
Edwards,	Hubbell,	Phelps,	19

#### NAYS.

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Title agreed to.

Senate bill No. 130 (File No. 163), entitled

A bill to confirm the sale of certain swamp lands to Martha M. Ingalls, and patent No. 25810 issued to her upon such sale.

On motion of Mr. Carveth,

The bill was laid on the table.

Mr. Carveth moved that the committee of the whole be discharged from the further consideration of

Senate bill No. 412 (File No. 207), entitled

A bill to provide for the preparation and publication of an index to the general laws passed at the sessions of the Legislature for the years 1883, 1883, 1885, and at stated periods thereafter;

Which motion prevailed.

On motion of Mr. Carveth,

The bill was placed on its immediate passage.

The bill was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Carveth moved to amend the bill as follows:

By striking out of section 2, line 1, the words "An index like" and inserting in lieu thereof the words "such index as;"

Which motion prevailed and the bill was so amended.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Belknap,	Mr. Greiner,	Mr. Manwaring,	Mr. Phelps,	
Brown,	Heisterman,	Monroe,	Smith, G. A.,	
Carveth,	Henry,	Moon,	Smith, S. W.,	
Davis,	Hertzler,	Pennell,	Spencer,	
Edwards,	Kempf,			18

## NAYS.

0

Title agreed to.

On motion of Mr. Carveth,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

## GENERAL ORDER.

On motion of Mr. Manwaring,

The Senate went into committee of the whole, on the general order,

Mr. Davenport in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following:

House bill No. 689 (File No. 141), entitled

A bill making an appropriation of State swamp lands to aid the county of Gratiot to remove bars and obstructions in Maple river, and to authorize a tax to complete the same, and to repeal act No. 50 of the session laws of 1881, entitled "An act to authorize the board of control of State swamp lands to make an appropriation of swamp lands to remove bars and obstructions in Maple river, in the counties of Olinton and Gratiot, approved March 26, 1881;

House bill No. 304 (File No. 126), entitled

A bill to provide for an attorney fee in the foreclosure of real estate mortgages by advertisement;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

GEORGE DAVENPORT, *Chairman*.

Report accepted.

The two bills were placed on the order of third reading of bills.

## ANNOUNCEMENT.

The select committee appointed by the President of the Senate on apportionment desire to inform the Senate that they have organized and selected as their chairman, Senator Charles Austin.

HARVEY C. SHERWOOD, *Temporary Chairman*.

Mr. Sherwood moved that the Senate do now adjourn, and stand adjourned until Monday evening at 9:30 o'clock.

Which motion prevailed.

*Lansing, Monday, May 4, 1885.*

The Senate met and was called to order by the President at 9:30 o'clock P. M.

Prayer by the Rev. Mr. Ford.

Roll called: not a quorum present.

Absent without leave: Senators Austin, Belknap, Curtiss, Francis, Greiner, Hawley, Henry, Hertzler, Hueston, Manwaring, Monroe, Moon, Sherwood, and Shoemaker.

On motion of Mr. Brown,

The Senate adjourned.

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*Lansing, Tuesday, May 5, 1885.*

The Senate met and was called to order by the President at 10 o'clock A. M.

Roll called: a quorum present.

Absent without leave: Senators Curtiss, Hawley, Henry, Hertzler, Monroe, and Pulver.

On motion of Mr. Hueston,

Leave of absence was granted to Mr. Monroe for the day.

On motion of Mr. Hueston,

Leave of absence was granted to all other absentees for the morning session.

#### PETITIONS.

No. 692. By Mr. Shoemaker: Petition of W. J. G. Dean and 213 others, of Hanover, Concord, and Pulaski, in Jackson county, for the passage of the bill extending municipal suffrage to women;

No. 693. By Mr. Belknap: Petition of Mrs. Z. Heath Covert and 5 others, Alton, Kent county, same object;

No. 694. By Mr. Brown: Petition of Mrs. Bellman and 11 other ladies of Three Rivers, same object;

The three petitions were referred to the committee on the judiciary.

No. 695. By Mr. Shoemaker: Petition of C. E. Townsend and 50 others, for the passage of the joint resolution for submitting the prohibitory amendment;

No. 696. By Mr. Pennell: Petition of Mrs. Freeland and 53 others, of Clinton county, same object;

The two petitions were referred to the committee on the liquor traffic.

No. 697. By Mr. Sherwood: Memorial of Albert Anderson Post No. 157, G. A. R. of Cassopolis, relating to the Soldier's Home.

On motion of Mr. Sherwood,

The memorial was ordered printed in the Journal and referred to the select committee on locating a soldiers' home.

The following is the memorial:

*Cassopolis, Mich., May 2, 1885.*

*Hon. Harvey C. Sherwood, Lansing, Mich.:*

DEAR SIR—At a regular meeting of Albert Anderson Post No. 157, the following memorial was adopted:

*To His Excellency, Governor Alger, and the Honorable the Legislature of the State of Michigan:*

GENTLEMEN—We have learned with gratitude that you contemplate the establishment of a home for dependent Union soldiers of the State of Michigan. We desire to call the attention of your committee to the hygienic and other advantages of locations upon Diamond or Stone Lakes in our immediate vicinity. We respectfully urge that no selection of a site be made before your committee shall have examined these locations.

With thanks for your intended care of our comrades, we have the honor to be

Yours with great respect,

Albert Anderson Post No. 157, G. A. R., Cassopolis, Mich.

Attest: Z. ALDRICH, *Adjutant.*

JOEL COWGILL, *Post Commander.*

#### REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following;

Senate bill No. 107 (File No. 139), entitled

A bill making an appropriation for furnishing and providing apparatus for the Northern Asylum for the Insane at Traverse City, Michigan;

J. W. BELKNAP, *Chairman.*

Report accepted.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 412, entitled

A bill to amend section 71 of act No 253, of the session laws of 1871, approved March 31, 1871, entitled "An act to amend sections 1, 4, 5, 8, 15, 28, 39, and 59, and to add two new sections thereto to be known as sections 70 and 71, of act No. 257, session laws of 1869, approved March 12, 1869, entitled "An act to incorporate the city of Hillsdale,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

R. KEMPF, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. G. A. Smith,

The rules were suspended, and the bill was passed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Belknap,  
Brown,  
Cline,

Mr. Edwards,  
Francis,  
Greiner,

Mr. Kempf,  
Manwaring,  
Moon,

Mr. Sherwood,  
Shoemaker,  
Smith, G. A.,

Mr. Davenport,	Mr. Heisterman,	Mr. Pennell,	Mr. Smith, S. W.,	
Davis,	Hueston,	Phelps,	Woodruff,	20
NAYS.				0

Title agreed to.

On motion of Mr. G. A. Smith,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

#### MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, MICHIGAN, }  
Lansing, May 5, 1885. }

*To the Senate :*

Should the Legislature decide to create a "Pardoning Board," in accordance with my message of the 30th, ult., I would suggest that the law be so framed as not to permit the sitting of the board to exceed six months during one gubernatorial term, and that the compensation be regulated accordingly, leaving the portion of the six months which the board should sit discretionary with the Executive. I do not think a secretary, other than a stenographer, would be essential.

RUSSELL A. ALGER.

The message was referred to the judiciary committee.

The President also announced the following:

EXECUTIVE OFFICE, }  
Lansing, May 1, 1885. }

*To the Senate :*

I have this day approved, signed, and deposited in the office of the Secretary of State:

Senate bill No. 211 (File No. 132), being

An act to establish and regulate a mining school in the Upper Peninsula;

R. A. ALGER, Governor.

The message was laid on the table.

The President also announced the following:

EXECUTIVE OFFICE, }  
Lansing, May 4, 1885. }

*To the Senate :*

I have this day approved, signed, and deposited in the office of the Secretary of State,

[Senate bill No. 84 (File No. 170), being]

An act to amend section 8 and to repeal sections 13, 14, 15, and 16 of act number 215 of the session laws of 1873, entitled "An act to incorporate the village of Howard City," approved March 14, 1873, and to add 1 new section thereto to stand as section 39;

Also,

[Senate bill No. 270 (File No. 212), being]

An act to incorporate the village of Oscoda;

Also,

[Senate bill No. 359 (File No. 162), being]

An act making an appropriation of fifteen thousand dollars as a working capital for the Northern Michigan Asylum for the Insane;

Also,



[Senate bill No. 107 (File No. 139), being]

An act making an appropriation for furnishing and providing apparatus for the Northern Asylum for the Insane at Traverse City, Michigan;

Also,

[Senate bill No. 276 (File No. 83), being]

An act to amend section 1 of act number 352 of the session laws of 1879, approved April 19, 1879, entitled "An act to incorporate the village of Vassar, in the county of Tuscola."

RUSSELL A. ALGER.

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 1, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:  
House bill No. 160 (File No. 356), entitled

A bill making appropriations for the current expenses of the State Normal School for the years 1885 and 1886;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on State normal school and appropriations and finance jointly.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 1, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 216 (File No. 80), entitled

A bill to amend sections 1 and 2 of an act entitled "An act to amend an act entitled 'An act to require supervisors, directors, and overseers to make certain annual reports to the county superintendents of the poor,' approved April 23, 1875, and to add one new section thereto," approved May 27, 1879, being sections 1810 and 1811 of Howell's Annotated Statutes of 1882;

And to inform the Senate that the House has amended section 2, line 7, thereof by striking out the word "fifty," and inserting in lieu thereof the words "twenty-five."

In the passage of which as thus amended, the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Manwaring moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hueston,	Mr. Pennell,
Belknap,	Francis,	Kempf,	Shoemaker,
Brown,	Greiner,	Manwaring,	Smith, G. A.,
Cline,	Heisterman,	Moon,	Smith, S. W.,
Davenport,			

17

## NAYS.

Mr. Phelps,	Mr. Woodruff,	2
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The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 1, 1885.*

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled joint resolution:

Senate joint resolution No. 25, entitled

Joint resolution authorizing the Board of State Auditors to adjust the claim of Peter Des Pelder, growing out of the sale of certain State swamp lands,

And to inform the Senate that the House has amended the same by adding at the end thereof the following: "*Provided*, That the State of Michigan secure reimbursement therefor from the general government";

In the passage of which as thus amended, the house has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

Mr. Belknap moved that the Senate concur in the amendments made to the joint resolution by the House;

Which motion prevailed, by yeas and nays as follows:

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Kempf,	Mr. Sherwood,
Belknap,	Francis,	Manwaring,	Shoemaker,
Brown,	Greiner,	Moon,	Smith, G. A.,
Carveth,	Heisterman,	Pennell,	Smith, S. W.,
Davis,	Hueston,	Phelps,	Woodruff,

0

## NAYS.

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 1, 1885.*

*To the President of the Senate:*

SIR,—I am instructed by the House to return to the Senate the following entitled bills:

1. Senate bill No. 316 (File No. 135), entitled

A bill to amend section 2 of act No. 27, of the session laws of 1882, approved

March 15, 1882, entitled "An act to provide for the incorporation of the Grand Council of the Royal Templars of Temperance, and any select council of the order in the State of Michigan;

2. Senate bill No. 332 (File No. 95), entitled

A bill to amend chapter 106 of the compiled laws of 1871, being chapter 167 of Howell's Annotated Statutes, relative to industrial schools, by adding two new sections thereto, to stand as sections 7 and 8;

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The two bills were referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 1, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 362 (File No. 96) entitled

A bill to amend section 4 of act No. 316 of the session laws of 1877, as amended by act No. 323 of the session laws of 1879, being an act entitled "An act to reorganize the union school district of the city of Flint, and to repeal act 309 of the session laws of 1867, act No. 375 of the session laws of 1871, and act No. 22 of the session laws of 1872;"

And to inform the Senate that the House has amended the same by striking out section 4 and inserting the following to stand as section 4:

SEC. 4. For the purpose of the election of trustees under this act, the said Union school district shall be divided into three sub-districts; the first to consist of that portion of said district lying north of Flint river; the second to consist of that portion of said district lying south of Flint river and east of Saginaw street; and the third to consist of that portion of said district lying south of Flint river and west of Saginaw street (provided that in said third sub-district, one of said trustees shall be and remain during his term of office a resident of the fourth ward of the said city of Flint). The election of trustees shall be by ballot, and each qualified voter may vote in the ward in which he resides and not elsewhere, for one person for the office of trustee from his sub-district. Each trustee shall be a qualified voter and resident of the sub-district in which he shall be elected. At least eight days before the election notice thereof shall be given by the secretary in the official paper of the city, and if any vacancy is to be filled, like notice thereof shall be given. The election shall be held at the same time and place and conducted in the same manner and by the same officers in each ward as is provided by the charter for the election of ward officers. The inspectors of election in the several wards of the city are hereby required to prepare a separate ballot box at each of the annual elections provided for in this act, to receive all ballots that may be offered at such election for trustees of said Union school district from the sub-district in which the ward may be, and no other officer shall be voted for on such ballot. The said inspectors of election shall make the same canvass and public statement of votes given for trustees as for ward officers and also a certificate of the number of votes given for each person for the office of trustee, which shall be immediately filed in

the office of the secretary of the board of trustees; and on the Wednesday next following such election, the said board shall meet at the office of its secretary and ascertain the person who has received the greatest number of votes given for said office in each sub-district, and declare him elected trustee therefrom of said Union school district for the term of three years from the first Monday of May then next ensuing, and immediately after such determination said secretary shall cause notice thereof to be given to the person so elected. When a vacancy in the office of trustee shall exist, it shall be filled by election at the same time and in the same manner as aforesaid, for the residue of the vacant term: *Provided*, That the voters shall express upon his ballot that the person voted for is to fill vacancy;

In the passage of which as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Austin,  
The bill was laid on the table.

#### MOTIONS AND RESOLUTIONS.

Mr. G. A. Smith offered the following concurrent resolution:

*Resolved by the Senate*, (the House concurring), That the joint committee on taxation be instructed to so frame the tax bill to be presented to this Legislature, as to provide for the semi-annual payment of taxes.

On motion of Mr. Moon,  
The concurrent resolution was laid on the table.

#### THIRD READING OF BILLS.

House bill No. 304 (File No. 126), entitled

A bill to provide for an attorney fee in the foreclosure of real estate mortgages by advertisement;

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Phelps moved to amend the bill as follows:

By striking out of section 1, lines one and two, the words, "where an attorney and counsellor-at-law is employed to foreclose the same an attorney," and inserting in lieu thereof the word "a;"

Pending which,

On motion of Mr. Carveth,

The bill was laid on the table.

#### GENERAL ORDER.

On motion of Mr. Shoemaker,

The Senate went into committee of the whole on the general order,

Mr. Shoemaker in the chair.

After some time spent therein, the committee rose, and, through their chairman made the following report:

#### I.

The committee of the whole have had under consideration the following.

House bill No. 235 (File No. 128), entitled

A bill to amend section 45 of chapter 158 of the compiled laws of 1871 relative to the payment of debts and legacies of deceased persons, the same being section 5932 of Howell's Annotated Statutes,

House bill No. 256 (File No. 153), entitled

A bill to amend section 1 of act No. 142, of the session laws of 1883, being an act entitled "An act to provide for selecting petit jurors in the Upper Peninsula;"

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following.

House bill No. 159 (File No. 72), entitled

A bill to prohibit and to regulate the removal of certain civil causes to the supreme court when the matter in controversy is less than \$100;

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

M. SHOEMAKER, *Chairman.*

Report accepted and committee discharged.

The first named bills were placed on the order of third reading of bills.

Mr. Shoemaker moved that the Senate concur in the recommendation of the committee regarding the second named bill.

Mr. Brown called for the yeas and nays.

The motion then prevailed by yeas and nays as follows:

### YEAS.

Mr. Belknap,	Mr. Edwards,	Mr. Heisterman,	Mr. Sherwood,
Cline,	Francis,	Hueston,	Shoemaker,
Davenport,	Greiner,	Kempf,	Smith, G. A., 12

### NAYS.

Mr. Brown,	Mr. Davis,	Mr. Moon,	Mr. Phelps,	7
Carveth,	Manwaring,	Pennell,		

On motion of Mr. Belknap,

The Senate took a recess until 2 o'clock P. M.

## AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

Mr. Phelps moved that

House bill No. 7 (File No. 3), entitled

A bill to provide for the penalty of death in certain cases of murder,

Be made a special order for Thursday, May 14, at 2 o'clock P. M.

Which motion prevailed.

### GENERAL ORDER.

On motion of Mr. Woodruff,

The Senate went into committee of the whole on the special order,

Mr. Sherwood in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

### I.

The committee of the whole have had under consideration the following:

House bill No. 295 (File No. 115), entitled

A bill to provide for the challenge of talesmen in justices' courts,  
Have made no amendments thereto, and have directed their chairman to  
report the same back to the Senate and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

Senate bill No. 82 (File No. 93), entitled

A bill to regulate the practice of pharmacy in the State of Michigan;  
Have made sundry amendments thereto, and have directed their chairman  
to report the same back to the Senate, asking concurrence therein, and recommend their passage.

## III.

The committee of the whole have also had under consideration the following:

House bill No. 240 (File No. 102), entitled

A bill to provide for the number of jurors in trials of civil actions in courts of record,

Have directed their chairman to report the same back to the Senate, with the recommendation that the bill be printed in the Journal and re-committed to the committee of the whole.

H. C. SHERWOOD, *Chairman*.

Report accepted and committee discharged.

The first named bill was placed on the order of third reading of bills.

On motion of Mr. Sherwood,

The Senate concurred in the amendments made by the committee to the second named bill, and the same was placed on the order of third reading of bills.

Mr. Henry moved that the Senate concur in the recommendation of the committee regarding the third named bill.

Mr. Carveth called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows:

### YEAS.

Mr. Austin,	Mr. Francis,	Mr. Henry,	Mr. Phelps,
Belknap,	Greiner,	Hueston,	Pulver,
Brown,	Hawley,	Manwaring,	Sherwood,
Cline,	Heisterman,	Pennell,	Woodruff,
Edwards,			

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### NAYS.

Mr. Carveth,	Mr. Hertzler,	Mr. Moon,	Mr. Smith, G. A.,
Davis,	Kempf,	Shoemaker,	

7

The following is the bill:

A BILL to provide for the number of jurors in trials of civil actions in courts of record.

SECTION 1. *The People of the State of Michigan enact, That in all trials by jury, in civil actions, in courts of record of this State, said jury shall consist of six persons, except when a less number shall be agreed upon by the interested parties.*

SEC. 2. Whenever at any regular special, or adjourned term of any court

of record, except in Wayne county, the trial of the criminal cases shall be concluded, the clerk of the court shall put the names of all the jurors of the regular panel in a suitable box, and shall draw therefrom the names of twelve of said jurors, which said twelve jurors shall constitute the regular panel for the remainder of the term; and all other persons theretofore constituting the regular panel of jurors, shall be discharged.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 216 (File No. 80), entitled

A bill to amend sections 1 and 2 of an act entitled "An act to amend an act entitled an act to require supervisors, directors, and overseers to make certain annual reports to the county superintendents of the poor," approved April 23, 1875, and to add one new section thereto, approved May 27, 1879, being sections 1810 and 1811 of Howell's Annotated Statutes of 1882;

Also,

Senate bill No. 316 (File No. 135), entitled

A bill to amend section 2 of act No. 27 of the session laws of 1882, approved March 15, 1882, entitled "An act to provide for the incorporation of the Grand Council of the Royal Templars of Temperance, and any select council of the order in the State of Michigan;"

Also,

Senate bill No. 382 (File No. 95), entitled

A bill to amend chapter 106 of the compiled laws of 1871, being chapter 167 of Howell's Annotated Statutes, relative to industrial schools, by adding two new sections thereto to stand as sections 7 and 8;

Also,

Senate joint resolution No. 25, entitled

Joint resolution authorizing the Board of State Auditors to adjust the claim of Peter Des Felder, growing out of the sale of certain State swamp lands.

J. W. BELKNAP, *Chairman.*

Report accepted.

On motion of Mr. Henry,

The Senate adjourned.

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*Lansing, Wednesday, May 6, 1885.*

The Senate met and was called to order by the President at 10 o'clock A. M.  
Prayer by Rev. Mr. Taylor.

Roll called: a quorum present.

Absent without leave: Senators Austin, Francis, and Monroe.

On motion of Mr. Sherwood,

Leave of absence was granted to Mr. Monroe for the day.

On motion of Mr. Hueston,

Leave of absence was granted to the soldiers' home committee for the week,  
viz.: Senators Austin, Francis and Hueston.

## PETITIONS.

No. 698. By Mr. Henry: Affidavits of Menzo Briggs, C. M. Partridge, A. N. Partridge, W. H. Merritt, C. E. Austin, John Brown, J. L. Steele, J. B. Terfinger, P. H. Richards, J. Pemberton, J. Pasino, E. G. Beebe, J. W. Watkins, J. L. Manon, J. F. Manon, and U. G. Manon, stating that they are in favor of the organization of the county of Sumner, and setting forth in their affidavits the representations that were used to induce them to sign certain remonstrances against said organization;

Referred to committee on counties and townships.

## REPORTS OF STANDING COMMITTEES.

By the committee on State affairs:

The committee on State affairs, to whom was referred  
Senate bill No. 385, entitled

A bill to provide for compensation to county clerks in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendments and without recommendation as to its passage, and ask to be discharged from the further consideration of the subject.

FITCH PHELPS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hertzler,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on public lands:

The committee on public lands, to whom was referred

House joint resolution No. 19 (File No. 20), entitled

A joint resolution directing the Commissioner of the State Land Office to cause to be issued a patent to William S. Charles for the  $w \frac{1}{2}$  of the  $s w \frac{1}{4}$  of section 33, township 2 south, range 14 west, the same being State swamp land,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. MANWARING, *Chairman*.

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 258, entitled

A bill to amend sections 3, 6, and 23 of chapter 5, sections 1, 2, 3, 4, 5, and 6, and to repeal sections 7 and 8 of chapter 10, to amend sections 1, 3, 7, and 19 of chapter 22, sections 1, 4, and 14 of chapter 23, and section 2, of chapter 25, of act No. 358, session laws of 1875, entitled "An act to revise and amend the charter of the city of Jackson," approved April 24, 1875, as amended by the several acts amendatory thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amend-



ment, and recommend that it be printed and laid on the table, and ask to be discharged from the further consideration of the subject.

R. KEMPF, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Kempf,

The bill was ordered printed and laid on the table.

By the committee on labor:

The committee on labor, to whom was referred

House bill No. 179 (File No. 148), entitled

A bill making ten hours a legal day's work,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

J. W. MOON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Moon,

The Senate concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 6, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

*Resolved by the Senate* (the House concurring), that the Quartermaster General be and he is hereby authorized, under such regulations as may be approved by the Governor, to loan to the State of Maine the army tents belonging to the State of Michigan, for the use of the veterans of the Grand Army of the Republic at the National Reunion to be held in the city of Portland, in June next: *Provided*, that such regulations shall make provision that the State of Maine shall, in accordance with the proposition of the Governor of that State, be responsible and pay for all damage to the same, and pay all expenses of transportation, and the expenses of an agent to have charge of the same while so loaned;

In the adoption of which the House has concurred.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The concurrent resolution was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 6, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

## 1. House bill No. 657 (File No. 367), entitled

A bill to amend sections 27, 39 and 93, and to repeal section 90 of an act entitled "An act to incorporate the city of Ionia," approved March 21, 1873, as amended;

## 2. House bill No. 512 (File 333), entitled

A bill to amend section 4565 of the compiled laws of 1871, being section 6045 of Howell's Statutes, relative to the sale of real estate of deceased persons by executors and administrators;

## 3. House bill No. 513 (File No. 335), entitled

A bill to amend section 4368 of the compiled laws of 1871, being section 5838 of Howell's Statutes, relative to the appointment of administrators with the will annexed in estates of deceased persons;

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The second named bill was read a first and second time by its title, and referred to the committee on the judiciary.

The third named bill was read a first and second time by its title and referred to the committee on the judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 5, 1885. }

*To the President of the Senate:*

SIR,—I am instructed by the House to return to the Senate the following entitled bill:

## Senate bill No. 180 (File No. 117), entitled

A bill to amend section 2, chapter 262 of the Compiled Laws of 1871, being section 9577, compiler's section of the statutes of the State of Michigan, in force, compiled and annotated by Andrew Howell, relative to the settlement of exceptions in criminal cases, and amendatory of such act in providing for the return of bills of exceptions and records to the supreme court;

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 5, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

## House bill No. 529, entitled

A bill to incorporate the village of Hart in the county of Oceana;

Which has passed the House by a majority vote of all the members elect, and

by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives,*

The bill was read a first and second time by its title and referred to the committee on cities and villages.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 6, 1885.*

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following entitled bills :

1. House bill No. 414 (File No. 363), entitled

A bill to provide for the taking of private property for the public use, and for the opening, extending, widening, and straightening of streets and alleys in the city of Detroit ;

2. House bill No. 588 (File No. 346), entitled

A bill to re-incorporate the village of Birmingham, in the county of Oakland ;

3. House bill No. 327 (File No. 357), entitled

A bill making an appropriation for rebuilding walks at the State Normal School ;

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The second named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The third named bill was read a first and second time by its title and referred to the committees on State normal school and appropriations and finance, jointly.

#### MOTIONS AND RESOLUTIONS.

Mr. Davis moved that the committee of the whole be discharged from the further consideration of

House bill No. 37 (File No. 182), entitled

A bill to amend sections 4 and 5 of an act entitled "An act to provide for the construction and maintenance of stone or macadamized roads in Bay county," approved April 24, 1883;

Which motion prevailed.

On motion of Mr. Davis,

The bill was placed on the order of third reading.

Mr. Pennell moved that the committee of the whole be discharged from the further consideration of

House bill No. 739 (File No. 353), entitled

A bill empowering the township of Leslie, in the county of Ingham, to

bond the township to the amount of not exceeding \$20,000 for the purpose of making public improvements in said township;

Which motion prevailed.

On motion of Mr. Pennell,

The rules were suspended, and the bill was placed on its immediate passage.

Pending the third reading of the bill,

The President announced that the hour for the special order had arrived, being the consideration of the following entitled bills:

1. Senate bill No. 264 (File No. 159), entitled

A bill to provide for the registration of electors;

2. House bill No. 103 (File No. 132), entitled

A bill to amend an act entitled "An act directing the county clerks in each of the counties in this State to provide uniform ballots on constitutional amendments," being act 66 of the session laws of 1873, approved April 1, 1873;

3. Senate bill No. 265 (File No. 187), entitled

A bill to regulate the holding of elections and the canvass and return of votes, and to further guard against abuses of the elective franchise;

4. Senate bill No. 266 (File No. 222), entitled

A bill to repeal certain acts and parts of acts relating to elections.

#### SPECIAL ORDER.

On motion of Mr. Hawley,

The Senate went into committee of the whole, on the special order.

Mr. G. A. Smith in the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the several bills upon the special order, but, having completed the consideration of no one of the same, make no recommendations, but report progress and ask leave to sit again.

GEO. A. SMITH, *Chairman.*

Report accepted, and the committee granted leave to sit again.

The pending question being the passage of

House bill No. 739 (File No. 353), entitled

A bill empowering the township of Leslie, in the county of Ingham, to bond the township to the amount of not exceeding \$20,000 for the purpose of making public improvements in said township;

On motion of Mr. Hawley,

The bill was laid on the table.

On motion of Hawley,

The Senate took a recess until 2 o'clock P. M.

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#### AFTERNOON SESSION.

*2 o'clock P. M.*

The Senate met and was called to order by the President *pro tem.*

Roll called: a quorum present.

#### SPECIAL ORDER.

On motion of Mr. Hueston,

The Senate went into the committee of the whole on the special order,

Mr. G. A. Smith in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report :

### I.

The committee of the whole have had under consideration the following :

Senate bill No. 264 (File No. 159), entitled

A bill to provide for the registration of electors ;

Senate bill No. 266 (File No. 222), entitled

A bill to repeal certain acts and parts of acts relating to elections ;

House bill No. 103 (File No. 132), entitled

A bill to amend an act entitled " An act directing the county clerks in each of the counties of this State to provide uniform ballots on constitutional amendments," being act 66 of the session laws of 1873, approved April 1, 1873,

Have directed their chairman to report the same back to the Senate, with the recommendation that they be laid on the table.

### II.

The committee of the whole have also had under consideration the following :

Senate bill No. 265 (File No. 187), entitled

A bill to regulate the holding of elections and the canvass and return of votes, and to further guard against abuses of the elective franchise ;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommending that the bill do lie on the table.

G. A. SMITH, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Belknap,

The Senate concurred in the amendments made by the committee to the last named bill.

On motion of Mr. Belknap,

The four named bills were laid on the table.

On motion of Mr. Edwards,

The Senate reconsidered the reference of

House bill No. 529, entitled

A bill to incorporate the village of Hart in the county of Oceana,

To the committee on cities and villages.

On motion of Mr. Edwards,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows :

### YEAS.

Mr. Belknap,  
Brown,  
Carveth,  
Oline,  
Curtiss,  
Davenport,

Mr. Davis,  
Edwards,  
Greiner,  
Hawley,  
Heisterman,  
Hertzler,

Mr. Hueston,  
Manwaring,  
Moon,  
Pennell,  
Phelps,

Mr. Pulver,  
Sherwood,  
Shoemaker,  
Smith, G. A.,  
Smith, S. W.,

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### NAYS.

Title agreed to.

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On motion of Mr. Edwards,  
By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Manwaring,  
The Senate adjourned.

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*Lansing, Thursday, May 7, 1885.*

The Senate met and was called to order by the President at 10 o'clock A. M.

Prayer by the Rev. Mr. Thompson.

Roll called: a quorum present.

#### PETITIONS.

No. 699. By Mr. Curtiss: Petition of B. W. Hoag and 7 others, for the submission of the prohibitory amendment to the people, relative to the liquor traffic;

No. 700. By Mr. Monroe: Petition of T. E. Blashfield, Isaac Monroe, A. E. Jennings, and 63 others, of Lawrence; same object;

The two petitions were referred to the committee on the liquor traffic.

No. 701. By Mr. Shoemaker: Petition of Mrs. M. E. Strong, Addie C. Blackman, and 35 others, of the Woman's Relief Corps, No. 5, G. A. R., at Jackson, for the establishment of a "home for disabled soldiers and seamen in the State of Michigan;"

Referred to the committee on military affairs.

No. 702. By Mr. Henry: Petition of James Watson and other supervisors of Roscommon county, asking that town No. 21 N., R. 3 W., be detached from Roscommon township and attach the same to the township of Nester;

Referred to the committee on counties and townships.

#### REPORTS OF STANDING COMMITTEES.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 395 (File No. 324), entitled

A bill to amend section 12 of chapter 3 of an act entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State," being act No. 243 of the session laws of 1881, approved June 8, 1881, said section 12 being section 1350 of Howell's Annotated Statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

MICHAEL GREINER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Greiner.

The Senate concurred in the amendments made to the bill by the committee. The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on military affairs:

The committee on military affairs to whom was referred

House bill No. 109 (File No. 64), entitled

A bill to provide for the adjudication and payment of certain claims for State bounties due to Michigan soldiers, and supposed to have been paid by the State upon forged or fraudulent vouchers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

HENRY WOODRUFF, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Woodruff,

The Senate concurred in the amendments made to the bill by the committee. The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on military affairs:

The committee on military affairs, to whom was referred

House bill No. 328 (File No. 211), entitled

A bill to authorize the use of condemned State arms by the organization known as the "Sons of Veterans,"

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

HENRY WOODRUFF, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No 180 (File No 117), entitled

A bill to amend section 2, chapter 262 of the compiled laws of 1871, being section 9577, compiler's section of the statutes of the State of Michigan, in force, compiled and annotated by Andrew Howell, relative to the settlement of exceptions in criminal cases, and amendatory of such act in providing for the return of bills of exceptions and records to the supreme court;

Also the following concurrent resolution:

*Resolved by the Senate* (the House concurring), that the Quartermaster General be and he is hereby authorized, under such regulations as may be approved by the Governor, to loan to the State of Maine the army tents belonging to the State of Michigan, for the use of the veterans of the Grand Army of the Republic at the National Reunion to be held in the city of Portland, in June next: *Provided*, that such regulations shall make provision that the State of Maine shall, in accordance with the proposition of the Governor of that State,

be responsible and pay for all damage to the same, and pay all expenses of transportation, and the expenses of an agent to have charge of the same while so loaned.

J. W. BELKNAP, *Chairman.*

Report accepted.

By the committee on State affairs and education and public schools:

The committee on State affairs and education and public schools, to whom was jointly referred

Senate bill No. 330 (File No. 216), entitled

A bill to provide for uniform text-books for all primary, district, and graded schools of the State of Michigan, receiving State patronage, being wholly or in part supported by public moneys or the mill tax, excepting the State Normal school, Agricultural college and the University of Michigan,

Respectfully report that they have had the same under consideration, and have directed us to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

FITCH PHELPS,

*Chairman Committee on State Affairs.*

JOHN CARVETH,

*Chairman Committee on Education and Public Schools.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

#### MESSAGE FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }  
Lansing, May 6, 1885. }

*To the Senate:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

Senate joint resolution No. 25, entitled

Joint resolution authorizing the Board of State Auditors to adjust the claim of Peter Des Pelder, growing out of the sale of certain State swamp lands;

Also,

[Senate bill No. 382, File No. 95, being]

An act to amend chapter 106 of the Compiled Laws of 1871, being chapter 167 of Howell's Annotated Statutes relative to industrial schools, by adding two new sections thereto to stand as sections 7 and 8;

Also,

[Senate bill No. 216, File No. 80, being]

An act to amend sections 1 and 2 of an act entitled "An act to amend an act entitled 'An act to require supervisors, directors, and overseers to make certain annual reports to the county superintendents of the poor,' approved April 23, 1875, and to add one new section thereto," approved May 27, 1879, being sections 1810 and 1811 of Howell's Annotated Statutes of 1882;

Also,

[Senate bill No. 316, File No. 135, being]

An act to amend section 2 of act No. 27 of the session laws of 1882, approved March 15, 1882, entitled "An act to provide for the incorporation of



the Grand Council of the Royal Templars of Temperance, and any select council of the order in the State of Michigan,"

RUSSELL A. ALGER, *Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 7, 1885.

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 171 (File No. 195), entitled

A bill making an appropriation for the erection of two infirmary buildings at the Eastern Michigan Asylum at Pontiac;

And to inform the Senate that the House has adopted a substitute therefor entitled "A bill providing for the erection of two infirmaries at the Eastern Asylum for the Insane, and making an appropriation for the erection of one of said infirmaries by taxation;"

Which substitute reads as follows:

SECTION 1. *The People of the State of Michigan enact*, That there be and hereby is appropriated out of the State Treasury for the Eastern Michigan Asylum at Pontiac, the sum of fifteen thousand dollars for the erection of one infirmary building, and that from surplus and unexpended funds now on hand and in the treasury of or belonging to said Eastern Asylum funds, be appropriated the sum of fifteen thousand dollars for the erection of another infirmary building in addition to the one above named.

SEC. 2. That there shall be assessed upon the taxable property of the State in the year eighteen hundred and eighty-five, the sum of fifteen thousand dollars, which shall be assessed, levied, and collected in the same manner as other State taxes are by law assessed, levied, and collected, which tax, when collected, shall be credited up to the general fund, to reimburse the same for the amounts drawn therefrom, as provided in section one of this act.

SEC. 3. That the moneys appropriated hereby for the first named infirmary building may be drawn from the State Treasury upon the warrant of the Auditor General, in such sums and at such times as shall be made to appear to him necessary; they shall be expended only for the purpose specified, and their receipt and disbursement shall be accounted for by duplicate vouchers and monthly accounts current, as provided for by act number one hundred and forty-eight, of the laws of eighteen hundred and seventy-three.

In the passage of which as thus substituted the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Sherwood moved that the Senate concur in the adoption of the House substitute for the bill;

Which motion prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Belknap,	Mr. Edwards,	Mr. Kempf,	Mr. Pulver,
Brown,	Greiner,	Manwaring,	Sherwood,
Carveth,	Hawley,	Monroe,	Shoemaker,
Cline,	Heisterman,	Moon,	Smith, G. A.,
Curtiss,	Henry,	Pennell,	Smith, S. W.,
Davenport,	Hertzler,	Phelps,	Woodruff,
Davis,	Hueston,		26

## NAYS.

0

On motion of Mr. Sherwood,

The amendment made by the House to the title was concurred in.

On motion of Mr. S. W. Smith,

By a vote of two-thirds of all the Senators elect, substitute for the bill was ordered to take immediate effect.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 6, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 126 (File No. 58), entitled

A bill to amend section 7612 of compiled laws of 1871, relative to the protection of land, and punishment for cutting and carrying away timber therefrom;

And to inform the Senate that the House has made the following amendments:

1. Amend Sec. 1 by striking out the words "The People of the State of Michigan enact," from line 1;

2. Amend section 1, line 6, by inserting after the word "shall," the word "knowingly;"

3. Amend section 1, line 10, by inserting after the word "removal," the following: "or to profit himself thereby;"

4. Amend section 1, line 11, by striking out the last word of said line "and," and inserting in lieu thereof the word "or."

Also to inform the Senate that the House has amended the title so as to read as follows:

"A bill to amend section 7612 of compiled laws of 1871, being section 9184 of Howell's Annotated Statutes relative to the protection of land, and punishment for cutting and carrying away timber therefrom;"

In the passage of which as thus amended, and the title thus amended, the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Pennell moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed by yeas and nays as follows:

## YEAS.

Mr. Belknap,	Mr. Edwards,	Mr. Kempf,	Mr. Pulver,
Brown,	Greiner,	Manwaring,	Sherwood,
Carveth,	Hawley,	Monroe,	Shoemaker,
Oline,	Heisterman,	Moon,	Smith, G. A.,
Curtiss,	Henry,	Pennell,	Smith, S. W.,
Davenport,	Hertzler,	Phelps,	Woodruff,
Davis,	Hueston,		

26

## NAYS.

0

On motion of Mr. Pennell,

The amendment made by the House to the title was concurred in.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 6, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bills:

1. Senate bill No. 112 (File No. 142), entitled

A bill to amend compiler's section 7508, being section 78, chapter 262 of Howell's Statutes, relative to the taking of depositions to be used in judicial proceedings in this State;

2. Senate bill No. 66 (File No. 130), entitled

A bill to amend section 5076 of the compiled laws of 1871, being section 6630 of Howell's Statutes, relative to the service of subpoenas in courts of chancery;

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The two bills were referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 6, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 174 (File No. 340), entitled

A bill to prohibit the manufacture and sale of butterine and oleomargarine, for the better protection of the public health;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on State affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 6, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled joint resolution:

Senate joint resolution No. 18 (File No. 14), entitled

Joint resolution to provide for alphabetically indexing the names of all soldiers from this State in the late war, found upon the records of the Adjutant General's office, and to inform the Senate that the House has amended the same by striking out the words "one thousand" in line 18, and inserting in lieu thereof the words "five hundred;"

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Edwards moved that the Senate concur in the amendment made to the joint resolution by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Belknap,	Mr. Davis,	Mr. Hertzler,	Mr. Pennell,
Brown,	Edwards,	Hueston,	Phelps,
Carveth,	Greiner,	Kempf,	Pulver,
Cline,	Hawley,	Manwaring,	Shoemaker,
Curtiss,	Heisterman,	Monroe,	Smith, G. A.,
Davenport,	Henry,	Moon,	Woodruff, 24

NAYS.

0

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 6, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 287 (File No. 341), entitled

A bill to prevent non-resident aliens from acquiring or holding lands in this State;

2. House bill No. 480 (File No. 187), entitled

A bill to legalize the proceedings had in laying out and completing a certain ditch or drain in the township of Windsor, in the county of Eaton, and to legalize the tax therefor;

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title and referred to the committee on the judiciary.

The second named bill was read a first and second time by its title, and referred to the special committee on drain laws.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 6, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled joint resolution:

Senate joint resolution No. 20 (File No. 9), entitled

Joint resolution proposing an amendment to section 10 of article 10 of the constitution of this State relative to the Board of Auditors of Wayne county;

In the passage of which the House has concurred by a two-thirds vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 6, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following joint resolution:

Senate joint resolution No. 19 (File No. 13), entitled

A joint resolution relating to the semi-centennial celebration of the admission of the State of Michigan into the union,

And to inform the Senate that the House has substituted the resolution to read as follows:

*Resolved by the Senate and House of Representatives of the State of Michigan:* That his Excellency the Governor be and is hereby authorized and requested to appoint five commissioners, the same to be confirmed by the Senate, and that said commissioners be empowered to determine upon a day and to make all proper and suitable provisions for celebrating the semi-centennial of the admission of the State of Michigan into the Union, and that a sum not exceeding five thousand dollars be and hereby is appropriated from the general funds, or so much of which as may be necessary to be used by said commissioner for such celebration.

*And further,* That his Excellency the Governor is hereby appointed to act with said commissioners, and shall be the president of such commission, and shall keep an accurate account of all expenses and disbursements of the same, and shall present vouchers for the same duly certified by him to the Auditor General, who shall thereupon draw his warrant or warrants on the State Treasurer for such sums as may be necessary within said appropriation.

Said commissioners shall serve without compensation, but their actual expenses shall be allowed and paid out of said appropriation;

In the passage of which, as thus substituted, the House has concurred by a two-thirds majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

Mr. Sherwood moved that the Senate concur in the adoption of the substitute made to the joint resolution by the House;

Which motion prevailed, two-thirds of all the Senators elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Belknap,	Mr. Edwards,	Mr. Kempf,	Mr. Pulver,
Brown,	Greiner,	Manwaring,	Sherwood,
Carveth,	Hawley,	Monroe,	Shoemaker,
Cline,	Heisterman,	Moon,	Smith, G. A.,
Curtiss,	Henry,	Pennell,	Smith, S. W.,
Davenport,	Hertzler,	Phelps,	Woodruff,
Davis,	Hueston,		

26

## NAYS.

0

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 6, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

*Resolved by the Senate* (the House of Representatives concurring), That the Secretary of State be requested to furnish Legislative Manuals as per the following schedule:

Governor .....	20
Lieutenant Governor .....	20
Speaker of the House .....	20
President <i>pro tem.</i> of the Senate .....	18
Speaker <i>pro tem.</i> of the House .....	16
Senators—31, each 15 .....	465
Representatives—98, each 9 .....	882
Secretary of the Senate .....	8
Clerk of the House .....	8
Assistant Secretary of the Senate .....	4
Journal Clerk of the House .....	3
Corresponding Clerk of the House .....	3
Enrolling and Engrossing Clerk of the Senate .....	2
Enrolling and Engrossing Clerk of the House .....	2
Assistant Enrolling and Engrossing Clerk of the Senate .....	1
Assistant Enrolling and Engrossing Clerk of the House .....	1
Sergeant-at-Arms of the Senate .....	2
Sergeant-at-Arms of the House .....	2
Assistant Sergeant-at-Arms of the Senate—2, each 1 .....	2
Assistant Sergeant-at-Arms of the House—2, each 1 .....	2
Clerks of the Senate Committees—4, each 1 .....	4
Clerks of the House Committees—5, each 1 .....	5
Postmistress .....	1
Assistant Postmaster .....	1
Reporters, each 1 .....	7
Clerk Special Joint Tax Committee .....	1
<b>Total .....</b>	<b>1,500</b>

In the adoption of which the House has concurred.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The concurrent resolution was referred to the committee on engrossment enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 6, 1885. }

*To the President of the Senate :*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 308 (File No. 156), entitled

A bill to provide for the publication of useful information derived from experiments made in the different departments of the Agricultural College;

And to inform the Senate that the House has made the following amendments, viz.:

1. Amend section 1, line 2, by striking out the words "for publishing and dissemination" and insert in lieu thereof the words "in bulletin form for the dissemination;"

Also to amend the same section by inserting after the word State, in line 3, the word "and;"

2. Amend section 2 by striking out all of section 2 and inserting the following to stand as section 2.

SEC. 2. The several professors of chemistry, zoölogy, botany, agriculture, horticulture, and veterinary science, shall each, at least twice in each year, not excluding the president and other professors, prepare for publication an article embracing such facts as they may deem of public importance, a copy of which shall be simultaneously sent to each and every newspaper published in the State, and to such persons as the State Board of Agriculture may think proper. Said professors to so arrange that at least one of said articles shall be sent out as above provided the first week of each and every month in each and every year.

3d. Amend section 3 by striking out the word "papers" in line 3, and inserting in lieu thereof the word "bulletins;"

In the passage of which as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Phelps moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays as follows:

YEAS.

Mr. Belknap,	Mr. Davis,	Mr. Hueston,	Mr. Pulver,
Brown,	Greiner,	Kempf,	Sherwood,
Carveth,	Hawley,	Monroe,	Smith, G. A.,
Cline,	Heisterman,	Moon,	Smith, S. W.,
Curtiss,	Henry,	Pennell,	Woodruff,
Davenport,	Hertzler,	Phelps,	

## NAYS.

0

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 6, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 334 (File No. 196), entitled

A bill making an appropriation of State swamp lands to aid the counties of Shiawassee and Clinton to remove bars and other obstructions to the free flow of water in the Lookingglass river, and to repeal act No. 239 of the session laws of 1881, entitled "An act to authorize the board of control of State swamp lands to make an appropriation of State swamp land to aid in the removal of bars and other obstructions to the free flow of water in the Lookingglass river, in the counties of Clinton and Shiawassee," approved June 8, 1881;

In the passage of which the House has concurred by a two-thirds vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 6, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bills:

1. Senate bill No. 412 (File No. 207), entitled

A bill to provide for the preparation and publication of an index to the general laws passed at the session of the Legislature for the years 1882, 1883, 1885, and at stated periods thereafter;

2. Senate bill No. 209 (File No. 161), entitled

A bill making appropriations for the institution for educating the deaf and dumb for the years 1885 and 1886;

Senate bill No. 313 (File No. 157), entitled

A bill to change the name of Maurice Benham to Henry Maurice Buswell;

In the passage of which the House has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the Senators elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The three bills were referred to the committee on engrossment and enrollment for enrollment.

## MOTIONS AND RESOLUTIONS.

Mr. Pennell moved to take from the table

House bill No. 739 (File No. 353), entitled



A bill empowering the township of Leslie, in the county of Ingham, to bond the township to the amount of not exceeding \$20,000 for the purpose of making public improvements in said township;

Which motion prevailed.

The question being on the passage of the bill,

It was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

YEAS.

Mr. Belknap,	Mr. Davis,	Mr. Hueston,	Mr. Phelps,
Brown,	Greiner,	Manwaring,	Pulver,
Carveth,	Hawley,	Monroe,	Sherwood,
Cline,	Heisterman,	Moon,	Smith, S. W.,
Curtiss,	Henry,	Pennell,	Woodruff,
Davenport,	Hertzler,		
			22
			0

NAYS.

Title agreed to.

On motion of Mr. Pennell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Hawley moved that the committee of the whole be discharged from the further consideration of

House bill No. 462 (File No. 275) entitled

A bill to amend section 2, chapter 50 of the compiled laws of 1871, being compiler's section 1817, relative to the support of poor persons by the public, the same being section 1756 of Howell's Annotated Statutes;

Which motion prevailed.

On motion of Mr. Hawley,

The bill was placed on the order of third reading.

Mr. Hawley moved that

Senate bill No. 25 (File No. 213), entitled

A bill to amend sections numbered 3, 5, 6, 9, 10, and 11, of act numbered 259 of the session laws of 1881, entitled "An act to regulate the sale of spirituous, malt, brewed, or fermented, and vinous liquors, to prohibit the sale of such liquors to minors, to intoxicated persons, and to persons in the habit of getting intoxicated, to provide a remedy against persons selling liquors to husbands or children in certain cases, and to repeal all acts or parts of acts inconsistent herewith," approved June 10, 1881,

And,

Senate bill No. 24 (File No. 214), entitled

A bill to amend sections 1, 4, and 6, of act numbered 268 of the session laws of 1879, entitled "An act to provide for the taxation of the business of manufacturing and selling spirituous and intoxicating, malt, brewed, or fermented liquors," approved May 31, 1879, as amended by act number 156 of the session laws of 1881, approved May 19, 1881,

Be made a special order for Wednesday, May 13, at 2 o'clock P. M.;

Which motion prevailed.

Mr. Oline moved to take from the table

Senate bill No. 184 (File No. 152), entitled

A bill to amend section 1 of act No. 350 of the session laws of 1865, approved March 1, 1865, entitled "An act to protect fish and preserve the fish-

eries of this State," being section 2163 of the general statutes of this State, compiled and annotated by Andrew Howell;

Which motion prevailed.

On motion of Mr. Oline,

The bill was placed on the order of third reading.

Mr. Henry moved that the committee of the whole be discharged from the further consideration of

House bill No. 692, entitled

A bill to organize the township of Case, in the county of Presque Isle;

Which motion prevailed.

On motion of Mr. Henry,

The bill was placed on the order of third reading.

Mr. S. W. Smith moved that

Senate bill No. 376 (File No. 223), entitled

A bill to prevent deception in the manufacture and sale of dairy products and to preserve the public health,

Be made a special order for Tuesday, May 14, at 10:30 o'clock A. M.;

Which motion prevailed.

### THIRD READING OF BILLS.

Senate bill No. 38 (File No. 220), entitled

A bill to prevent the spread of glanders and farcy;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Belknap,	Mr. Davis,	Mr. Manwaring,	Mr. Pulver,
Brown,	Greiner,	Monroe,	Sherwood,
Oline,	Hawley,	Moon,	Smith, G. A.,
Curtiss,	Hertzler,	Phelps,	Woodruff,
Davenport,	Hueston,		

18

#### NAYS.

Mr. Heisterman,

1

Title agreed to.

House bill No. 689 (File No. 141), entitled

A bill making an appropriation of State swamp lands to aid the county of Gratiot in improving the channel of Maple river, and to authorize a tax to complete the same, and to repeal act No. 50 of the session laws of 1881, entitled "An act to authorize the board of control of State swamp lands to make an appropriation of swamp lands to remove bars and obstructions in Maple river, in the counties of Olinton and Gratiot," approved March 26, 1881.

Was read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Belknap,	Mr. Edwards,	Mr. Kempf,	Mr. Pulver,
Brown,	Greiner,	Manwaring,	Sherwood,
Carveth,	Hawley,	Monroe,	Shoemaker,
Oline,	Heisterman,	Moon,	Smith, G. A.,
Curtiss,	Hertzler,	Pennell,	Smith, S. W.,
Davis,	Hueston,	Phelps,	Woodruff,

24

## NAYS.

0

Title agreed to.

On motion of Mr. Manwaring,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 235 (File No. 128), entitled

A bill to amend section 45 of chapter 158 of the compiled laws of 1871, relative to the payment of debts and legacies of deceased persons, the same being section 5932 of Howell's Annotated Statutes,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Belknap,	Mr. Edwards,	Mr. Hueston,	Mr. Pulver,	
Brown,	Greiner,	Kempf,	Sherwood,	
Oline,	Hawley,	Manwaring,	Smith, G. A.,	
Curtiss,	Heisterman,	Monroe,	Smith, S. W.,	
Davenport,	Henry,	Moon,	Woodruff,	
Davis,	Hertzler,	Pennell,		23

## NAYS.

0

Title agreed to.

House bill No. 256 (File No. 153), entitled

A bill to amend section 1 of act No. 142 of the session laws of 1883, being an act entitled "an act to provide for selecting petit jurors in the upper peninsula,"

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Belknap moved to amend the bill as follows:

By striking out of section 1, line 1, the words "The People of the State of Michigan enact;"

Which motion prevailed, and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Belknap,	Mr. Edwards,	Mr. Kempf,	Mr. Pulver,	
Brown,	Greiner,	Manwaring,	Sherwood,	
Carveth,	Hawley,	Monroe,	Smith, G. A.,	
Oline,	Heisterman,	Moon,	Smith, S. W.,	
Curtiss,	Henry,	Pennell,	Woodruff,	
Davis,	Hueston,			22

## NAYS.

0

The question being on agreeing to the title,

Mr. Henry moved to amend the title so as to read as follows:

A bill to amend section 1 of Act No. 142 of the session laws of 1883, being an act entitled "An act to provide for selecting petit jurors in the upper peninsula," so as to include the county of Manitou;

Which motion prevailed.

The title as amended was then agreed to.

Senate bill No. 82 (File No. 23), entitled

A bill to regulate the practice of pharmacy in the State of Michigan,

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Sherwood moved to amend the bill as follows:  
By striking out of section 2, the words "at the city of Lansing;"

Which motion prevailed and the bill was so amended.

By unanimous consent, Mr. Kempf moved to further amend the bill as follows:

By striking out of section 12, line, the words "All persons" and inserting in lieu thereof the words "the senior pharmacist of every house dispensing and compounding medicines;"

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Belknap,	Mr. Davis,	Mr. Hueston,	Mr. Moon,
Brown,	Greiner,	Kempf,	Sherwood,
Carveth,	Hawley,	Manwaring,	Smith, G. A.,
Cline,	Henry,	Monroe,	Smith, S. W.,
Davenport,			17

## NAYS.

Mr. Heisterman,	Mr. Phelps,	2
Title agreed to.		
On motion of Mr. Davis,		
The Senate took a recess until 2 o'clock P. M.		

## AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

The Senate resumed the order of

## THIRD READING OF BILLS.

House bill No. 295 (File No. 115), entitled

A bill to provide for the challenge of talesmen in justices' courts,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Brown,	Mr. Davis,	Mr. Manwaring,	Mr. Sherwood,
Carveth,	Greiner,	Monroe,	Shoemaker,
Cline,	Hawley,	Moon,	Smith, G. A.,
Curtiss,	Henry,	Phelps,	Smith, S. W.,
Davenport,	Hueston,	Pulver,	19

## NAYS.

Mr. Belknap,	Mr. Edwards,	Mr. Heisterman,	Mr. Woodruff,	4
Title agreed to.				
House bill No. 37 (File No. 182), entitled				
A bill to amend sections 4 and 5 of an act entitled "An act to provide for				

the construction and maintenance of stone or macadamized roads in Bay county," approved April 24, 1883,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Belknap,	Mr. Edwards,	Mr. Hueston,	Mr. Pulver,
Brown,	Greiner,	Kempf,	Sherwood,
Carveth,	Hawley,	Manwaring,	Shoemaker,
Oline,	Heisterman,	Monroe,	Smith, G. A.,
Curtiss,	Henry,	Moon,	Smith, S. W.,
Davenport,	Hertzler,	Phelps,	Woodruff,
Davis,			

25

## NAYS.

0

Title agreed to.

On motion of Mr. Davis,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 332 (File No. 226), entitled

A bill to regulate the passenger and freight tariff, to provide for a uniform classification of freights and maximum freight rates, and to prevent unjust discrimination in charges of tolls or compensation for the transportation of passengers or freights upon the railroads in this State.

Was read a third time, and pending the taking of the vote thereon.

By unanimous consent, Mr. Carveth moved to amend the bill as follows:

1. By striking out of section 9, lines 13 and 14, the words "the defendant" and "before convicted of;"

2. By inserting in same section, line 14, after the word "once," the words "recovered against the defendant for;"

Which motion prevailed and the bill was so amended.

By unanimous consent, Mr. Carveth moved to further amend the bill as follows:

1. By inserting in section 12, line 3, after the word "transported," the words "to or;"

2. By inserting in section 13, line 3, after the word "freight," the words "to or;"

3. By inserting in same section, line 4, after the word "transported," the words "to or;"

4. By inserting in section 14, line 10, after the word "freight," the words "to or;"

5. By striking out of section 17, line 2, the word "and," and inserting in lieu thereof the word "or;"

Which motion prevailed and the bill was so amended.

By unanimous consent, Mr. Henry moved to further amend the bill as follows:

1. By striking out of section 15, line 15, the word "be" and inserting in lieu thereof the word "is;"

Which motion prevailed, and the bill was so amended.

By unanimous consent, Mr. Shoemaker moved to further amend the bill as follows:

1. By striking out of section 21, line 5, the word "rates" and inserting in lieu thereof the words "same or lower;"

2. Inserting in same section and line after the word "for," the word "the;"

3. By inserting in section 23, line 1, after the word "railroad" where it first occurs the word "line," and by inserting in same line after the word "between" the word "any;"

3. By inserting in same section, line 3, after the word "deemed" the words "as forming one line and;"

Which motion prevailed, and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Belknap,	Mr. Davis,	Mr. Hueston,	Mr. Pulver,
Brown,	Edwards,	Kempf,	Sherwood,
Carveth,	Greiner,	Manwaring,	Shoemaker,
Cline,	Heisterman,	Monroe,	Smith, G. A.,
Curtiss,	Henry,	Moon,	Smith, S. W.,
Davenport,	Hertzler,	Phelps,	23

## NAYS.

Mr. Hawley,	Mr. Woodruff,	2
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The question being on agreeing to the title,

Mr. Shoemaker moved to amend the title as follows:

A bill to regulate freight tariffs, to provide for a uniform classification of freights and maximum freight rates, and to prevent unjust discrimination in charges of tolls or compensation for the transportation of freights upon the railroads in this State;

Which motion prevailed.

The title as amended was then agreed to.

House bill No. 462 (File No. 275), entitled

A bill to amend section 2, chapter 50 of the compiled laws of 1871, being compiler's section 1817, relative to the support of poor persons by the public, the same being section 1756 of Howell's Annotated Statutes;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Belknap,	Mr. Davis,	Mr. Kempf,	Mr. Sherwood,
Brown,	Edwards,	Manwaring,	Shoemaker,
Carveth,	Hawley,	Monroe,	Smith, G. A.,
Cline,	Heisterman,	Moon,	Smith, S.W.,
Curtiss,	Henry,	Phelps,	Woodruff,
Davenport,	Hertzler,	Pulver,	23

## NAYS.

Mr. Greiner,	Mr. Hueston,	2
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Title agreed to.

On motion of Mr. Manwaring,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 184 (File No. 152), entitled

A bill to amend section 1 of act No. 350 of the session laws of 1865, approved March 1, 1865, entitled "An act to protect fish and preserve the fisheries of this State," being section 2163 of the general statutes of this State, compiled and annotated by Andrew Howell;

Was read a third time and pending the taking of the vote thereon,  
By consent of a majority, Mr. Phelps moved to amend the bill as follows:  
By striking out of section 1, line 2, the word "saw-dust."

Mr. Phelps called for the yeas and nays.

The amendment was not agreed to, by yeas and nays as follows:

## YEAS.

Mr. Belknap, Curtiss, Davenport,	Mr. Edwards, Heisterman,	Mr. Hueston, Manwaring,	Mr. Phelps, Smith, G. A.,	9
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## NAYS.

Mr. Brown, Cline, Davis, Greiner,	Mr. Hawley, Henry, Kempf,	Mr. Monroe, Moon, Sherwood,	Mr. Shoemaker, Smith, S. W., Woodruff,	13
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The bill was then not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Cline, Davis, Greiner, Hawley,	Mr. Henry, Hueston, Kempf,	Mr. Monroe, Moon, Sherwood,	Mr. Shoemaker, Smith, S. W., Woodruff,	13
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## NAYS.

Mr. Belknap, Brown, Curtiss,	Mr. Davenport, Heisterman,	Mr. Hertzler, Manwaring,	Mr. Phelps, Smith, G. A.,	9
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Mr. Cline moved to reconsider the vote by which the Senate refused to pass the bill.

Mr. Phelps moved to lay the motion to reconsider on the table.

Mr. Hertzler called for the yeas and nays.

The motion then did not prevail by yeas and nays as follows:

## YEAS.

Mr. Belknap, Curtiss,	Mr. Edwards, Heisterman,	Mr. Hertzler, Manwaring,	Mr. Phelps, Smith, G. A.,	8
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## NAYS.

Mr. Brown, Cline, Davenport, Davis,	Mr. Greiner, Hawley, Henry, Hueston,	Mr. Kempf, Monroe, Moon, Sherwood,	Mr. Shoemaker, Smith, S. W., Woodruff,	15
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The question being on re-considering the vote by which the Senate failed to pass the bill.

Mr. Phelps called for the yeas and nays.

The motion then prevailed, by yeas and nays as follows:

## YEAS.

Mr. Brown, Carveth, Cline, Davis,	Mr. Greiner, Hawley, Henry, Kempf,	Mr. Monroe, Moon, Sherwood,	Mr. Shoemaker, Smith, S. W., Woodruff,	14
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## NAYS.

Mr. Belknap,	Mr. Heisterman,	Mr. Hueston,	Mr. Phelps,
Curtiss,	Hertzler,	Manwaring,	Smith, G. A.,
Edwards,			

9

The question being on the passage of the bill,

On motion of Mr. Cline,

The bill was laid on the table.

House bill No. 692, entitled

A bill to organize the township of Case, in the county of Presque Isle;

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Henry moved to amend the bill as follows:

By striking out in section 1 the word "May," and inserting in lieu thereof the word "June;"

Which motion prevailed and the bill was so amended.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Belknap,	Mr. Davis,	Mr. Hertzler,	Mr. Moon,
Brown,	Edwards,	Hueston,	Sherwood,
Carveth,	Greiner,	Kempf,	Shoemaker,
Cline,	Hawley,	Manwaring,	Smith, G. A.,
Curtiss,	Heisterman,	Monroe,	Woodruff,
Davenport,	Henry,		

22

## NAYS.

0

Title agreed to.

On motion of Mr. Henry,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The Senate then took up the order of

## REPORTS OF STANDING COMMITTEES.

By the committees on State Capitol and public buildings and appropriations and finance:

The committees on State capitol and public building and appropriations and finance, to whom was jointly referred

House bill No. 475 (File No. 291), entitled

A bill making an appropriation for frescoing and decorating the walls and corridors of the State capitol,

Respectfully report that they have had the same under consideration, and have directed us to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

CHRISTIAN HURTZLER,

*Chairman Committee on State Capitol and Public Buildings.*

GEO. A. SMITH,

*Chairman Committee on Appropriations and Finance.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committees on State normal school and appropriations and finance:



The committee on state normal school and appropriations and finance, to whom was jointly referred

House bill No. 160 (File No. 356), entitled

A bill making appropriations for the current expenses of the State normal school for the years 1885 and 1886,

Respectfully report that they have had the same under consideration, and have directed us to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

S. W. SMITH,

*Chairman Committee on State Normal School.*

GEO. A. SMITH,

*Chairman Committee on Appropriations and Finance.*

Report accepted and committee discharged.

On motion of Mr. G. A. Smith,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays, as follows:

YEAS.

Mr. Belknap,	Mr. Davis,	Mr. Henry,	Mr. Moon,
Brown,	Edwards,	Hertzler,	Sherwood,
Carveth,	Greiner,	Hueston,	Smith, G. A.,
Cline,	Hawley,	Kempf,	Smith, S. W.,
Curtiss,	Heisterman,	Monroe,	Woodruff,
Davenport,			

21

NAYS.

Mr. Manwaring,

1

Title agreed to.

On motion of Mr. G. A. Smith,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committees on State normal school and appropriations and finance:

The committees on State normal school and appropriations and finance, to whom was jointly referred

House bill No. 372, (File No. 357), entitled

A bill making an appropriation for rebuilding walks at the State normal school,

Respectfully report that they have had the same under consideration, and have directed us to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

S. W. SMITH,

*Chairman Committee on State Normal School.*

GEO. A. SMITH,

*Chairman Committee on Appropriations and Finance.*

Report accepted and committee discharged.

On motion of Mr. G. A. Smith,

The rules were suspended and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Belknap,	Mr. Davis,	Mr. Hertzler,	Mr. Sherwood,
Brown,	Edwards,	Hueston,	Shoemaker,
Carveth,	Greiner,	Kempf,	Smith, G. A.
Cline,	Hawley,	Monroe,	Smith, S. W.,
Curtiss,	Heisterman,	Moon,	Woodruff,
Davenport,	Henry,		22

## NAYS.

0

Title agreed to.

On motion of Mr. S. W. Smith,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

On motion of Mr. J. W. Moon,

Leave of absence was granted to himself until Monday evening, May 11.

On motion of Mr. G. A. Smith,

Leave of absence was granted to himself until Monday evening, May 11.

On motion of Mr. Greiner,

The Senate adjourned.

*Lansing, Friday, May 8, 1885.*

The Senate met and was called to order by the President at 10 o'clock A. M.

Prayer by Rev. Mr. Thompson.

Roll called: a quorum present.

## PETITIONS.

No. 703. By Mr. Cline: Petition R. Kempf, P. K. Ryan, Elias Sloffer, Geo. Brooks and 325 others of St. Clair county, for the passage of the joint resolution relative to the liquor traffic;

No. 704. By Mr. Monroe: Petition of Chas. H. Johnson, L. D. Cook, J. S. Marr and 99 others of Allegan county, same object.

The two petitions were referred to the committee on liquor traffic.

No. 705. By Mr. Henry: Remonstrance of the entire town board of the township of Nunda, and 77 other legal voters of said township, against the organization of the county of Sumner, accompanied by registration list of said township;

No. 706. By the same: Remonstrance of Ransom Withey and 13 others of the township of Ellis, same object;

No. 707. By the same: Remonstrance of the entire town board and 77 other voters of the township of Mentor, same object;

No. 708. By the same: Remonstrance of two-thirds of the inhabitants of the township of Allis, and that part of the county of Presque Isle proposed to be either detached therefrom, or attached to the county of Cheboygan, or to be absorbed into the county of Sumner;

No. 709. By the same: True copy of affidavits of county treasurer and county clerk of Presque Isle county, and of the township of Rogers, relative to the organization of the county of Sumner.

The remonstrances and affidavits were referred to the committee on counties and townships.

#### REPORTS OF STANDING COMMITTEES.

By the committee on supplies and miscellaneous expenses of the Senate:

The committee on supplies and miscellaneous expenses of the Senate, report the following bills:

Charles Reeves, in account with the Senate, for washing, for the month of April, 1885, 108 pieces, \$5.25,

For labor done and material furnished under direction of the Sergeant-at-Arms of the Senate, which they have had under consideration, and directed me to report the same to the Senate, and recommend the allowance, and ask to be discharged from the further consideration of the subject.

HENRY WOODRUFF, *Chairman.*

By the committee on supplies and miscellaneous expenses of the Senate:

The committee on supplies and miscellaneous expenses of the Senate, report the following bills:

The Michigan Congress Water Co., for supplying the Senate 23 days with mineral water, \$1.00 per day, \$23.00,

For labor done and material furnished under direction of the Sergeant-at-Arms of the Senate, which they have had under consideration, and directed me to report the same to the Senate, and recommend their allowance, and ask to be discharged from the further consideration of the subject.

HENRY WOODRUFF, *Chairman.*

Reports accepted.

On motion of Mr. Woodruff,

The accounts were allowed.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 112 (File No. 142), entitled

A bill to amend compiler's section 7508, being section 78, chapter 262 of Howell's Statutes, relative to the taking of depositions to be used in judicial proceedings in this State;

Also,

Senate bill No. 171 (File No. 195), entitled

A bill providing for the erection of two infirmaries at the Eastern Asylum for the Insane, and making an appropriation for the erection of one of said infirmaries by taxation;

Also,

Senate bill No. 308 (File No. 156), entitled

A bill to provide for the publication of useful information derived from experiments made in the different departments of the Agricultural College;

Also,

Senate bill No. 313 (File No. 157), entitled

A bill to change the name of Maurice Benham to Henry Maurice Buswell.

J. W. BELKNAP, *Chairman.*

Report accepted.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 511 (File No. 259) entitled

A bill to amend section 1 of an act entitled "An act to provide wives with property and maintenance from their husbands' estate, when neglected or deserted by them," approved April 24, 1873, being consecutive section 6291, of the general statutes of the State of Michigan in force, compiled and annotated by Andrew Howell,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN CARVETH, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 636 (File No. 307), entitled,

A bill to amend section 7545, of Howell's Annotated Statutes, being compiler's section 5968, of the compiled laws of 1871, relative to the competency of witnesses and examination of parties in certain cases, as amended by act No. 245, of the session laws of 1881,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN CARVETH, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 297 (File No. 190), entitled

A bill to amend section 10 of chapter 81, revised statutes of 1846, as amended by act No. 158, session laws of 1881, approved April 15, 1881, being section 6193, Howell's Annotated Statutes, relative to fraudulent conveyances and contracts relative to goods, chattels, and things in action,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and that it be laid on the table, and ask to be discharged from the further consideration of the subject.

JOHN CARVETH, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Carveth,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 624 (File No. 243), entitled

A bill to require vendors of personal property who retain title thereto, to file a notice of such title in the office of the township or city clerk where the vendee of such personal property resides,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and that it be laid on the table, and ask to be discharged from the further consideration of the subject.

JOHN CARVETH, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Carveth,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 197 (File No. 130), entitled

A bill to amend compiler's section 5372 of the compiled laws of 1871 and all acts amendatory thereto and being compiler's section No. 6937 of Howell's Annotated Statutes relative to transfer of causes in justices' courts,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and that it be laid on the table, and ask to be discharged from the further consideration of the subject.

JOHN CARVETH, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Carveth,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 302 (File No. 110), entitled

A bill to repeal act No. 11, of the session laws of 1869, entitled "An act relating to interest upon installments falling due upon written contracts,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that further consideration of said bill be indefinitely postponed, and ask to be discharged from the further consideration of the subject.

JOHN CARVETH, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Shoemaker,

The bill was laid on the table.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred

Senate bill No. 273, entitled

A bill to incorporate the public schools of Oscoda and Au Sable,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the accompanying substitute therefor, entitled

A bill to incorporate the public schools of Oscoda,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JOHN CARVETH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Carveth,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

## MOTIONS AND RESOLUTIONS.

Mr. S. W. Smith offered the following resolution :

*Resolved*, That hereafter the daily sessions of the Senate begin at 9 o'clock A. M.

Mr. S. W. Smith called for the yeas and nays.

The resolution was then adopted, by yeas and nays, as follows :

## YEAS.

Mr. Belknap,	Mr. Greiner,	Mr. Hertzler,	Mr. Phelps,
Brown,	Heisterman,	Kempf,	Smith, S. W.,
Cline,	Henry,	Monroe,	Stephenson, 12

## NAYS.

Mr. Curtiss,	Mr. Edwards,	Mr. Hueston,	Mr. Sherwood,
Davenport,	Hawley,	Manwaring,	Woodruff,
Davis,			

9

Mr. Hawley moved that the committee of the whole be discharged from the further consideration of

Senate bill No. 111 (File No. 186), entitled

A bill to amend section 14 of an act relating to burying grounds, approved Feb. 12, 1855, being section 4741, Howell's Annotated Statutes, and to add a new section thereto to be known as section 36 ;

Which motion prevailed.

On motion of Mr. Hawley,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Hawley moved to amend the bill as follows :

By striking out the following :

SEC. 36. The successors of the first board of trustees shall be elected in the manner prescribed by the by-laws. Any election, however, may be set aside by a majority of the stockholders ;

Which motion prevailed, and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor by yeas and nays as follows :

## YEAS.

Mr. Belknap,	Mr. Davis,	Mr. Hertzler,	Mr. Pulver,
Brown,	Edwards,	Hueston,	Sherwood,
Carveth,	Greiner,	Kempf,	Shoemaker,
Cline,	Hawley,	Manwaring,	Smith, S. W.,
Curtiss,	Heisterman,	Monroe,	Stephenson, 23
Davenport,	Henry,	Pennell,	

## NAYS.

Mr. Phelps,

1

The question being on agreeing to the title,

Mr. Hawley moved to amend the title as follows :

By striking out the words

"And to add a new section thereto to stand as section 36 ;"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Hawley,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Oline moved to take from the table  
Senate bill No. 324, entitled

A bill to amend section nine of article two of the general railroad laws of this State, entitled an act to revise the laws providing for the incorporation of railroad companies, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State, approved May 1, 1873,

Which motion prevailed.

On motion of Mr. Oline,

The bill was referred to the committee on railroads.

Mr. Henry moved that

House bill No. 487 (File No. 280), entitled

A bill to detach certain territory from the counties of Cheboygan and Presque Isle, and to organize the same into a new county, to be called Sumner county, and to detach certain territory from Presque Isle county and attach the same to Cheboygan county,

Be made a special order for Wednesday May 13, at 10 o'clock A. M.,

Which motion prevailed,

Mr. Pulver moved to reconsider the vote by which the Senate adopted the following resolution:

*Resolved*, That hereafter the daily sessions of the Senate begin at 9 o'clock A. M.

Mr. S. W. Smith called for the yeas and nays.

The motion then prevailed, by yeas and nays as follows:

#### YEAS.

Mr. Curtiss,	Mr. Hawley,	Mr. Manwaring,	Mr. Sherwood,
Davenport,	Henry,	Pennell,	Shoemaker,
Davis,	Hueston,	Pulver,	Woodruff,
Edwards,			

13

#### NAYS.

Mr. Belknap,	Mr. Heisterman,	Mr. Kempf,	Mr. Smith, S. W.,
Brown,	Hertzler,	Monroe,	Stephenson, S

The question being on the adoption of the resolution,

On motion of Mr. Pulver,

The resolution was laid on the table.

#### GENERAL ORDER.

On motion of Mr. Hertzler,

The Senate went into committee of the whole on the general order,

Mr. Brown in the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

#### I.

The committee of the whole have had under consideration the following.

House bill No. 210 (File No. 81), entitled

A bill to make it a misdemeanor to unhitch any horse or team, or ride or drive the same away in certain cases;

House bill No. 84 (File No. 42), entitled

A bill to amend section 7397 of Howell's Annotated Statutes, being section 5828 of the compiled laws of 1871;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

House bill No. 231 (File No. 98) entitled

A bill to amend section 5935 of the compiled laws of 1871, relative to evidence, the same being section 7508 of Howell's Annotated Statutes;

Have directed their chairman to report the same back to the Senate, with the recommendation that the bill do lie on the table.

## III.

The committee of the whole have also had under consideration the following:

House bill No. 240 (File No. 102), entitled

A bill to provide for the number of jurors in trials of civil actions in courts of record;

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

S. F. BROWN, *Chairman*.

Report accepted and committee discharged.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Brown,

The Senate concurred in the recommendation of the committee regarding the second named bill, and the same was laid on the table.

Mr. Brown moved that the Senate concur in the action of the committee in striking out all after the enacting clause of the third named bill.

Mr. Carveth called for the yeas and nays.

The motion then prevailed by yeas and nays as follows:

### YEAS.

Mr. Cline,	Mr. Henry,	Mr. Pulver,	Mr. Stephenson,
Edwards,	Hueston,	Sherwood,	Woodruff,
Hawley,	Kempf,	Smith, S. W.,	President
Heisterman,	Pennell,		<i>pro tem.</i> , 14

### NAYS.

Mr. Brown,	Mr. Davis,	Mr. Manwaring,	Mr. Phelps,
Carveth,	Greiner,	Monroe,	Shoemaker,
Curtiss,	Hertzler,		10

Mr. Edwards moved to reconsider the vote by which the Senate struck out all after enacting clause of the third-named bill.

Mr. Pulver moved to lay the motion to reconsider on the table.

Mr. Carveth called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows:

### YEAS.

Mr. Cline,	Mr. Henry,	Mr. Pennell,	Mr. Smith, S. W.,
Edwards,	Hueston,	Pulver,	Woodruff,
Hawley,	Kempf,	Sherwood,	President
			<i>pro tem.</i> , 12



## NAYS.

Mr. Brown,	Mr. Hertzler,	Mr. Phelps,	Mr. Shoemaker,	6
Curtiss,	Manwaring,			

Title and enacting clause laid on the table.  
On motion of Mr. Manwaring,  
The Senate took a recess until 2 o'clock P. M.

## AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

Mr. S. W. Smith moved to take from the table

House bill No. 302 (File No. 110), entitled

A bill to repeal act No. 11, session laws of 1869, approved February 19, 1869, entitled "An act relating to interest upon installments falling due upon written contracts;"

Which motion prevailed.

On motion of Mr. S. W. Smith,

The bill was re-referred to the committee on the judiciary.

## GENERAL ORDER.

On motion of Mr. Manwaring,

The Senate went into committee of the whole, on the general order,

Mr. Monroe in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 309 (File No. 150), entitled,

A bill to define the liability of fire and marine insurance companies and associations in case of loss to insured property;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

O. J. MONROE, *Chairman*.

Mr. Monroe moved that the Senate concur in the amendments made by the committee to the bill.

Mr. Carveth called for the yeas and nays.

The motion did not prevail, by yeas and nays, as follows:

## YEAS.

Mr. Cline,	Mr. Henry,	Mr. Phelps,	Mr. Shoemaker,
Davis,	Hertzler,	Pulver,	Woodruff,
Heisterman,	Monroe,		

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## NAYS.

It appearing that there was not a quorum present,

Mr. Shoemaker moved that there be a call of the Senate,

Which motion prevailed.

Roll call: a quorum present.

Absent without leave, Senators Curtiss, Hawley, Manwaring, and Pennell.

On motion of Mr. Cline,

All other proceedings under the call were dispensed with.

On motion of Mr. Shoemaker,

The Senate concurred in the amendments made by the committee to the bill, and the same was placed on the order of third reading of bills.

The Senate returned to the order of

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 8, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

*Resolved* (the Senate concurring), That the Legislature of the State of Michigan, learning that the Hon. G. V. N. Lothrop, of Detroit, has been appointed by the President of the United States minister to Russia, desire to express their appreciation of the honor done the people of Michigan by the selection of one of its most distinguished sons to a position so honorable in the diplomatic service of his country. The Legislature further desires to congratulate the President and the people of the United States upon an appointment which cannot but reflect credit upon the administration. Knowing Mr. Lothrop's career, we are proud to see in the public service a gentleman whose purity of life and whose record as a public spirited citizen, no less than his accomplishments as an orator, jurist and scholar, rank him among the noblest in the land;

Which has passed the House by a unanimous rising vote and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

On motion of Mr. Shoemaker,

The concurrent resolution was unanimously adopted by a rising vote.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following;

Senate bill No. 334 (File No. 196), entitled

A bill making an appropriation of State swamp land to aid the counties of Shiawassee and Clinton to remove bars and other obstructions to the free flow of water in the Lookingglass river, and to repeal act No. 239 of the session laws of 1881, entitled "An act to authorize the board of control of State swamp lands to make an appropriation of State swamp land to aid in the removal of bars and other obstructions to the free flow of water in the Lookingglass river, in the counties of Clinton and Shiawassee," approved June 8, 1881;

Also,

Senate bill No. 66 (File No. 130), entitled

A bill to amend section 5076 of the compiled laws of 1871, being section 6630 of Howell's Statutes, relative to the service of subpoenas in courts of chancery;

Also,

Senate bill No. 209 (File No. 161), entitled

A bill making appropriations for the institution for educating the deaf and dumb for the years 1885 and 1886 ;

Also,

Senate bill No. 412 (File No. 207), entitled

A bill to provide for the preparation and publication of an index to the general laws passed at the sessions of the Legislature for the years 1882, 1883, 1885, and at stated periods thereafter ;

Also,

Senate bill No. 126 (File No. 58), entitled

A bill to amend section 7612 of compiled laws of 1871, relative to the protection of land, and punishment for cutting and carrying away timber therefrom ;

Also,

Senate joint resolution No. 18 (File No. 14), entitled

Joint resolution to provide for alphabetically indexing the names of all soldiers from this State in the late war, found upon the records of the Adjutant General's office ;

Also,

Senate joint resolution No. 20 (File No. 9), entitled

Joint resolution proposing an amendment to section 10 of article 10 of the constitution of this State, relative to the board of auditors of Wayne county ;

Also,

Senate joint resolution No. 19 (File No. 13), entitled

Joint resolution relating to the semi-centennial celebration of the admission of the State of Michigan into the Union ;

Also the following concurrent resolution :

*Resolved by the Senate* (the House of Representatives concurring), That the Secretary of State be requested to furnish Legislative Manuals as per the following schedule :

Governor.....	20
Lieutenant-Governor.....	20
Speaker of the House.....	20
President <i>pro tem.</i> of the Senate.....	18
Speaker <i>pro tem.</i> of the House.....	16
Senators—31, each 15.....	465
Representatives—98, each 9.....	882
Secretary of the Senate.....	8
Clerk of the House.....	8
Assistant Secretary of the Senate.....	4
Journal Clerk of the House.....	3
Corresponding Clerk of the House.....	3
Enrolling and Engrossing Clerk of the Senate.....	2
Enrolling and Engrossing Clerk of the House.....	2
Assistant Enrolling and Engrossing Clerk of the Senate.....	1
Assistant Enrolling and Engrossing Clerk of the House.....	1
Sergeant-at-Arms of the Senate.....	2
Sergeant-at-Arms of the House.....	2
Assistant Sergeant-at-Arms of the Senate—2, each 1.....	2
Assistant Sergeant-at-Arms of the House—2, each 1.....	2
Clerks of the Senate Committees—4, each 1.....	4
Clerks of the House Committees—5, each 1.....	5

Postmistress .....	1
Assistant Postmaster .....	1
Reporters, each 1 .....	7
Clerk Special Joint Tax Committee .....	1
Total .....	1,500

J. W. BELKNAP, *Chairman.*

Report accepted.

On motion of Mr. Davenport,

Leave of absence was granted to himself until Wednesday, May 13, on account of sickness in his family.

Mr. Cline moved that the Senate do now adjourn and stand adjourned until Monday evening at 9 o'clock.

Mr. S. W. Smith called for the yeas and nays.

The motion did not prevail by yeas and nays as follows:

YEAS.

Mr. Cline, Greiner,	Mr. Hertzler,	Mr. Kempf,	Mr. Shoemaker,	5
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NAYS.

Mr. Belknap, Brown, Carveth, Davis,	Mr. Edwards, Heisterman, Monroe,	Mr. Phelps, Pulver, Sherwood,	Mr. Smith, S. W., Stephenson, Woodruff,	13
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On motion of Mr. Hertzler,

Leave of absence was granted to Mr. Pennell until Monday.

On motion of Mr. Shoemaker,

Leave of absence was granted to himself until Tuesday, on account of illness.

Mr. Pulver moved that the Senate do now adjourn,

Which motion did not prevail.

Mr. Cline asked leave of absence for Mr. Hawley until Monday evening, May 11.

Mr. Greiner called for the yeas and nays.

Mr. Belknap moved to adjourn.

Mr. Belknap called for the yeas and nays.

The motion then prevailed by yeas and nays as follows:

NAYS.

Mr. Belknap, Brown, Carveth,	Mr. Davis, Edwards, Heisterman,	Mr. Henry, Monroe, Pulver,	Mr. Stephenson, Woodruff,	11
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NAYS.

Mr. Cline, Davenport, Greiner,	Mr. Hertzler, Kempf,	Mr. Phelps, Sherwood,	Mr. Shoemaker, Smith, S. W.,	9
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Adjourned.

*Lansing, Saturday, May 9, 1885.*

The Senate met and was called to order by the President at 10 o'clock A. M.

Prayer by the Rev. Mr. Jameson.

Roll called: a quorum present.

Absent without leave: Senators Curtiss, Henry, Kempf, and Manwaring.

On motion of Mr. Pulver,

All absentees were excused for the day.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 8, 1885.*

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 585 (File No. 289), entitled

A bill to authorize and empower the board of control of State swamp lands to lay out, open, and construct a drain or water course in the townships of Verona and Colfax in the county of Huron, in this State, and to make an appropriation of swamp lands therefor;

Which has passed the House by a majority vote of all the Senators elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on public lands.

Mr. Belknap moved to take from the table

Senate bill No. 265 (File No. 187), entitled

A bill to regulate the holding of elections and the canvass and return of votes, and to farther guard against abuses of the elective franchise;

And

Senate bill No. 264 (File No. 159), entitled,

A bill to provide for the registration of electors;

Which motion prevailed.

On motion of Mr. Belknap,

The bills were re-referred to the special committee on election laws.

GENERAL ORDER.

On motion of Mr. Belknap,

The Senate went into committee of the whole on the general order,

Mr. Woodruff in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

## I.

The committee of the whole have had under consideration the following:

Senate bill No. 105 (File No. 190), entitled

A bill to authorize the specific performance by guardians of insane and incompetent persons, of contracts made by their wards, for the conveyance of real estate;

Senate bill No. 206 (File No. 192), entitled

A bill to amend section 708 of the compiled laws of 1871, being sections 746 of Howell's Annotated Statutes, "relating to the powers and duties of townships, and election, and duties of township officers;"

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

Senate bill No. 318 (File No. 211), entitled

A bill to provide for the introduction and use on all cars owned and operated by any railroad company or other corporation doing business in this State, of some form of automatic car coupling by means of which all cars may be coupled and uncoupled without the necessity of the brakeman or any other person passing between the cars;

House joint resolution No. 14 (File No. 18), entitled,

Joint resolution relative to unearned land grants;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

## III.

The committee of the whole have also had under consideration the following:

Senate bill No. 238 (File No. 193), entitled

A bill to authorize the holding of terms of the circuit court within the township of Brighton, Menominee county;

Senate bill No. 116 (File No. 194), entitled

A bill to repeal act No. 179 of public acts of 1883, entitled "An act to regulate the width of wagon tires to be used with lumber wagons;"

Have directed their chairman to report the same back to the Senate, with the recommendation that the same be laid on the table.

## IV.

The committee of the whole have had under consideration the following:

House bill No. 234 (File No. 178), entitled

A bill to amend section 6 of act No. 259 of the session laws of 1881, entitled "An act to regulate the sale of spirituous, malt, brewed, fermented, and vinous liquors, to prohibit the sale of such liquors to minors, intoxicated persons, and to persons in the habit of getting intoxicated, to provide a remedy against persons selling liquors to husbands or children in certain cases, and to repeal all acts or parts of acts inconsistent herewith," approved June 10, 1881, the same being section 2275 Howell's Annotated Statutes;

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

HENRY WOODRUFF, *Chairman.*

Report accepted and committee discharged.

The first named bills were placed on the order of third reading of bills.

Mr. Woodruff moved that the Senate concur in the amendments made by the committee to the second named bill and joint resolution.

Mr. Sherwood called for a division of the question as to concurring in the amendments made by the committee to the joint resolution.

The Senate then concurred in the amendments made to the bill and the same was placed on the third reading of bills.

Pending concurrence in the amendments made to the joint resolution,

On motion of Mr. Sherwood,

The joint resolution was laid on the table.

On motion of Mr. Woodruff,

The Senate concurred in the recommendation of the committee of the whole as to the third named bills and they were laid on the table.

Pending concurrence in the action of the committee of the whole relative to the fourth named bill,

On motion of Mr. Belknap,

The bill was laid on the table.

On motion of Mr. Oline,

Leave of absence was granted to himself until Wednesday, May 13.

On motion of Mr. Belknap,

The Senate adjourned until Monday, May 11, at 2 o'clock P. M.

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*Lansing, Monday, May 11, 1885.*

The Senate met and was called to order by the President at 2 o'clock P. M.

Prayer by the Rev. Mr. Franklin,

Roll called: a quorum present.

Absent without leave: Messrs. Austin, Brown, Curtiss, Francis, Greiner, Hueston, and Manwaring.

On motion of Mr. S. W. Smith,

All absentees were excused for the day.

#### REPORTS OF STANDING COMMITTEES.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

Senate bill No. 333, entitled

A bill to compel foreign corporations and joint stock organizations for the purpose of smelting, refining, or reducing iron, lead, copper, or other ores and minerals, doing business in the State of Michigan, to make annual reports to the Auditor General, and to provide for a specific tax on the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the

bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

C. J. MONROE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Monroe,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 697 (File No. 172), entitled

A bill to legalize a certain mortgage issued by the Midland County Agricultural Society,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 512 (File 333), entitled

A bill to amend section 4565 of the compiled laws of 1871, being section 6045 of Howell's Statutes, relative to the sale of real estate of deceased persons by administrators and executors,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 287 (File No. 341), entitled

A bill to prevent non-resident aliens from acquiring or holding lands in this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The Senate concurred in the amendments made to the bill by the committee.



The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

House bill No. 513 (File No. 335), entitled

A bill to amend section 4368 of the compiled laws of 1871, being section 5838 of Howell's Annotated Statutes, relative to the appointment of administrators with the will annexed in estates of deceased persons,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred,

House bill No. 437 (File No. 334), entitled

A bill to amend section No. 13 of chapter 286 of Howell's Annotated Statutes, being compiler's section No. 8296, relative to summary proceedings to recover the possession of lands in other cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 590 (File No. 293), entitled

A bill to provide for the appointment and compensation, and to prescribe the duties of stenographer for the 22d judicial circuit,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Kempf,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred  
House bill No. 323 (File No. 287), entitled

A bill to amend section 9 of chapter 227, compiled laws of 1871, being compiler's section 7127 relative to writs of error and certiorari, being section 8686 of Howell's Annotated Statutes of Michigan,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 245 (File No. 261), entitled

A bill to amend section 15 of chapter 123 of the revised statutes of 1846, as subsequently amended, being compiler's section 6709 of the compiled laws of 1871, being section 8298 of Howell's Annotated Statutes, relating to summary proceedings to recover possession of land,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate with an amendment thereto, recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The Senate concurred in the amendment made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

#### MESSAGE FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE,  
*Lansing, May 11, 1885.* }

*To the Senate:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

[Senate joint resolution No. 18, File No. 16, being]

Joint resolution to provide for alphabetically indexing the names of all soldiers from this State in the late war, found upon the records of the Adjutant General's office;

Also,

[Senate joint resolution No. 20, File No. 9, being]

Joint resolution proposing an amendment to section 10 of article 10 of the constitution of this State relative to the Board of Auditors of Wayne county;

Also,

[Senate joint resolution No. 19, File No. 13, being]

A joint resolution relating to the semi-centennial celebration of the admission of the State of Michigan into the union;

Also,

[Senate bill No. 209 File No. 161, being]

An Act making appropriations for the Institution for educating the Deaf and Dumb for the years 1885 and 1886;

Also,

[Senate bill No. 66, File No. 130, being]

An Act to amend section 5076 of the compiled laws of 1871, being section 6630 of Howell's Statutes, relative to the service of subpoenas in courts of chancery;

Also,

[Senate bill No. 126, File No. 58, being]

An Act to amend section 7612 of compiled laws of 1871, being section 9184 of Howell's Annotated Statutes, relative to the protection of land, and punishment for cutting and carrying away timber therefrom;

Also,

[Senate bill No. 334, File No. 196, being]

An Act making an appropriation of State swamp lands to aid the counties of Shiawassee and Clinton to remove bars and other obstructions to the free flow of water in the Lookingglass river, and to repeal act No. 239 of the session laws of 1881, entitled "An act to authorize the board of control of State swamp lands to make an appropriation of State swamp land to aid in the removal of bars and other obstructions to the free flow of water in the Lookingglass river, in the counties of Clinton and Shiawassee," approved June 8, 1881;

Also,

Concurrent resolution, to authorize the loan of army tents to the State of Maine.

Also,

[Senate bill No 180 (File No 117), being]

An Act to amend section 2, chapter 262 of the compiled laws of 1871, being section 9577, compiler's section of the statutes of the State of Michigan, in force, compiled and annotated by Andrew Howell, relative to the settlement of exceptions in criminal cases, and amendatory of such act in providing for the return of bills of exceptions and records to the supreme court;

Also,

[Senate bill No. 171 (File No. 195), being]

An Act providing for the erection of two infirmaries at the Eastern Asylum for the Insane, and making an appropriation for the erection of one of said infirmaries by taxation;

Also,

[Senate bill No. 308 (File No. 156), being]

An Act to provide for the publication of useful information derived from experiments made in the different departments at the Agricultural College.

Also,

[Senate bill No. 112 (File No. 142), being]

An Act to amend compiler's section 7508, being section 78, chapter 262 of Howell's Statutes, relative to the taking of depositions to be used in judicial proceedings in this State.

Also,

[Senate bill No. 313 (File No. 157), being]

An act to change the name of Maurice Benham to Henry Maurice Buswell.

Also,

[Senate bill No. 412 (File No. 207), being]

An Act to provide for the preparation and publication of an index to the

general laws passed at the sessions of the Legislature for the years 1882, 1883, 1885, and at stated periods thereafter.

RUSSELL A. ALGER, *Governor*.

The message was laid on the table.

Mr. Hubbell moved that a respectful message be sent to the House asking for the return of

House bill No. 256 (File No. 153), entitled

A bill to amend section 1 of act No. 142 of the session laws of 1883, being an act entitled "an act to provide for selecting petit jurors in the upper peninsula;"

Which motion prevailed.

Mr. Spencer moved to take from the table

Senate bill No. 362 (File No. 96) entitled

A bill to amend section 4 of act No. 316 of the session laws of 1877, as amended by act No. 323 of the session laws of 1879, being an act entitled "An act to reorganize the union school district of the city of Flint, and to repeal act 309 of the session laws of 1867, act No. 375 of the session laws of 1871, and act No. 22 of the session laws of 1872;"

Which motion prevailed.

The question being on concurring in the House amendment, striking out section 4 and inserting the following to stand as section 4:

SEC. 4. For the purpose of the election of trustees under this act, the said Union school district shall be divided into three sub-districts; the first to consist of that portion of said district lying north of Flint river; the second to consist of that portion of said district lying south of Flint river and east of Saginaw street; and the third to consist of that portion of said district lying south of Flint river and west of Saginaw street (provided that in said third sub-district, one of said trustees shall be and remain during his term of office a resident of the fourth ward of the said city of Flint). The election of trustees shall be by ballot, and each qualified voter may vote in the ward in which he resides, and not elsewhere, for one person for the office of trustee from his sub-district. Each trustee shall be a qualified voter and resident of the sub-district in which he shall be elected. At least eight days before the election notice thereof shall be given by the secretary in the official paper of the city, and if any vacancy is to be filled, like notice thereof shall be given. The election shall be held at the same time and place and conducted in the same manner and by the same officers in each ward as is provided by the charter for the election of ward officers. The inspectors of election in the several wards of the city are hereby required to prepare a separate ballot box at each of the annual elections provided for in this act, to receive all ballots that may be offered at such election for trustees of said Union school district from the sub-district in which the ward may be, and no other officer shall be voted for on such ballot. The said inspectors of election shall make the same canvass and public statement of votes given for trustees as for ward officers and also a certificate of the number of votes given for each person for the office of trustee, which shall be immediately filed in the office of the secretary of the board of trustees; and on the Wednesday next following such election, the said board shall meet at the office of its secretary and ascertain the person who has received the greatest number of votes given for said office in each sub-district, and declare him elected trustee therefrom of said Union school district for the term of three years from the first Monday of May then next ensuing, and immediately after such determination said

secretary shall cause notice thereof to be given to the person so elected. When a vacancy in the office of trustee shall exist, it shall be filled by election at the same time and in the same manner as aforesaid, for the residue of the vacant term : *Provided*, That the voter shall express upon his ballot that the person voted for is to fill vacancy.

Mr. Spencer moved that the Senate concur in the amendment ;

Which motion prevailed, by yeas and nays as follows :

## YEAS.

Mr. Belknap,	Mr. Henry,	Mr. Pennell,	Mr. Smith, S. W.,	
Davis,	Hertzler,	Phelps,	Spencer,	
Edwards,	Hubbell,	Pulver,	Stephenson,	
Hawley,	Kempf,	Sherwood,	Woodruff,	18
Heisterman,	Monroe,			

## NAYS.

0

The bill was referred to the committee on engrossment and enrollment for enrollment.

## THIRD READING OF BILLS.

House bill No. 84 (File No. 42), entitled

A bill to amend section 7397 of Howell's Annotated Statutes, being section 5828 of the compiled laws of 1871, relative to the survival of actions,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Belknap,	Mr. Heisterman,	Mr. Monroe,	Mr. Smith, S. W.,	
Davis,	Hertzler,	Pennell,	Spencer,	
Edwards,	Hubbell,	Pulver,	Stephenson,	
Hawley,	Kempf,	Sherwood,		15

## NAYS.

Mr. Phelps,	Mr. Woodruff,	2.
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Mr. S. W. Smith moved to reconsider the vote by which the Senate refused to pass the bill ;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. S. W. Smith,

The bill was laid on the table.

On motion of Mr. Belknap,

The order of third reading of bills was passed for the day.

On motion of Mr. Stephenson,

Leave of absence was granted to himself until Thursday from to-day's session.

## GENERAL ORDER.

On motion of Mr. Pennell,

The Senate went into committee of the whole, on the general order.

Mr. Hubbell in the chair.

After some time spent therein the committee rose, and through their chairman made the following report :

## I.

The committee of the whole have had under consideration the following:

House bill No. 129 (File No. 45), entitled

A bill providing for the employment and defining the duties and fixing the compensation of a stenographer for the fourth judicial circuit, State of Michigan;

House bill No. 167 (File No. 76), entitled

A bill to amend section 11 of chapter 263 of the compiled laws of 1871, being compiler's section 9593 of Howell's Annotated Statutes of Michigan of 1882, relative to inquests;

House bill No. 62 (File No. 22), entitled

A bill to amend sections 442 and 443, of the compiled laws of 1871, relating to the common jurisdiction of certain counties;''

House bill No. 101 (File No. 38) entitled

A bill requiring parties to civil suits in circuit courts to file a bill of particulars of their respective demands in certain cases;

House bill No. 430 (File No. 248), entitled

A bill to amend section 1 of chapter 4 of act No. 164, Session Laws of 1881, being compiler's section 5078 of Howell's Annotated Statutes of 1882, as amended by act No. 9, Session Laws of 1883, relative to the organization of township boards of school inspectors;

House bill No. 261 (File No. 236), entitled

A bill to amend section 6 of act number 39 of the session laws of 1855, being consecutive section number 4378 of Howell's Annotated Statutes, relative to the appointment of State visitors to incorporated institutions of learning;

House bill No. 348 (File No. 253), entitled

A bill to provide for the collection of apiarian statistics;

House bill No. 279 (File No. 127), entitled

A bill to amend compiler's section No. 5955 of compiled laws of 1871 of the laws of Michigan, the same being compiler's section 7526 of Howell's Annotated Statutes;

House joint resolution No. 19 (File No. 13), entitled

A bill to amend the constitution of this State by striking out section 6 of article 4, Legislative department, which makes persons holding certain United States, State, and county offices ineligible to or have a seat in either house of the Legislature;

Senate bill No. 353 (File No. 201), entitled

A bill to amend section 4304 of the compiled laws of 1871, being section 5774 of Howell's Annotated Statutes, relative to determination of all estates at will or by sufferance;

Senate bill No. 302 (File No. 202), entitled

A bill to provide for the filing of any contract or lease, or a true copy thereof, which contract or lease contains a provision that the vendee or lessee may become the owner of goods and chattels, but the vendor or lessor shall or may retain the title thereto or a lien thereon until the same shall be fully paid for;

Senate bill No. 303 (File No. 204), entitled

A bill to require the filing for record of notice of suits at law affecting the title to real estate;

Senate bill No. 156 (File No. 210), entitled

A bill to amend act No. 408 of the session laws of 1871, being an act enti-

tled "An act to organize the union school district of the township of Rogers;"

House bill No. 442 (File No. 295), entitled

A bill to authorize suits at law upon indebtedness before the maturity thereof in certain cases;

House bill No. 206 (File No. 270), entitled

A bill to amend section 1 of an act entitled "An act to authorize the judges of probate in certain counties to appoint a register, and prescribing his duties and compensation," approved March 30, 1869, as amended, being compiler's section 535 of Howell's Annotated Statutes of Michigan;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

Senate bill No. 55 (File No. 199), entitled

A bill to prohibit the use of the words "warranty deed," or similar words on any deed except on warranty deeds;

House bill No. 122 (File No. 167), entitled

A bill to provide for the compulsory reformatory education of juvenile disorderly persons;

Senate bill No. 170 (File No. 178), entitled

A bill to provide for the registration of births, marriages, and deaths, and to repeal chapter sixteen of the compiled laws of 1871, being chapter twenty-three of Howell's Annotated Statutes;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

## III.

The committee of the whole have also had under consideration the following:

Senate bill No. 114 (File No. 158) entitled

A bill requiring all State institutions to submit their estimates of current expenses to the State Board of Corrections and Charities;

Senate joint resolution No. 26 (File No. 17), entitled

Joint resolution proposing an amendment to section ten of article ten of the constitution of this State, relative to board of supervisors and board of auditors in Wayne county;

Senate joint resolution No. 7 (File No. 19), entitled

Joint resolution for the relief of Lorenzo Buck;

Have directed their chairman to report the same back to the Senate, with the recommendation that the bill and joint resolutions do lie on the table.

## IV.

The committee of the whole have had under consideration the following:

House bill No. 248 (File No. 269), entitled

A bill to amend section 2 of an act entitled "An act to amend sections 2, 3, and 5, of chapter 240 of the compiled laws of 1871, the same being compiler's sections 7478, 7479, and 7481," the same being section 9053 of Howell's Annotated Statutes, relative to the fees of justices of the peace, constables, and sheriffs in criminal cases;

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

J. A. HUBBELL, *Chairman*.

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Hubbell,

The Senate concurred in the amendments made by the committee to the second named bills, and pending the placing the same on the order of third reading,

On motion of Mr. S. W. Smith,

Senate bill No. 170 (File No. 178) entitled

A bill to provide for the registration of births, marriages, and deaths, and to repeal chapter sixteen of the compiled laws of 1871, being chapter twenty-three of Howell's Annotated Statutes,

Was laid on the table.

The other two bills were placed on the order of third reading of bills.

On motion of Mr. Hubbell,

The Senate concurred in the recommendation of the committee regarding the third named bills, and the same were laid on the table.

On motion of Mr. Hubbell,

The Senate concurred in the recommendation of the committee regarding the fourth named bill.

On motion of Mr. Hubbell,

The title and enacting clause were laid on the table.

By unanimous consent,

The Senate took up the order of

#### PETITIONS.

No. 710. By Mr. Hawley: Memorial of John Greusel, and 6 others, of Springwells, in favor of annexation to Detroit.

No. 711. By the same: Petition of O. W. Wight, M. D., and 23 other physicians, in favor of annexing a part of Springwells to Detroit.

Referred to the committee on cities and villages.

Mr. Kemp moved to take a recess until 7.30 o'clock P. M.

Mr. Hawley moved to adjourn.

Mr. Hawley called for the yeas and nays.

The motion then did not prevail, by yeas and nays, as follows:

#### YEAS.

Mr. Belknap,	Mr. Edwards,	Mr. Hertzler,	Mr. Woodruff,	
Davis,	Hawley,	Pennell,		7

#### NAYS.

Mr. Carveth,	Mr. Kempf,	Mr. Phelps,	Mr. Smith, S. W.,	
Heisterman,	Monroe,	Sherwood,	Spencer,	9
Hubbell,				

It appearing that there was not a quorum present,

Mr. Kempf moved that there be a call of the Senate;

Which motion prevailed.

#### PROCEEDINGS UNDER THE CALL.

The roll was then called and the following Senators were reported absent without leave: Senators Henry and Pulver.



On motion of Mr. Kempf,  
The Sergeant-at-Arms was dispatched for the absentees.  
On motion of Mr. Belknap,  
The Senate adjourned.

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*Lansing, Tuesday, May 12, 1885.*

The Senate met and was called to order by the President at 10 o'clock A. M.

Prayer by the Rev. Mr. Ford.

Roll called: a quorum present.

Absent without leave: Senator Manwaring.

On motion of Mr. Carveth,

Messrs. Henry and Pulver were excused for absence without leave under the call of yesterday, and all further proceedings were dispensed with.

#### PETITIONS.

No. 710. By Mr. Hawley: Memorial of John Greusel, and 6 others, of Springwells, in favor of annexation to Detroit;

No. 711. By the same: Petition of O. W. Wight, M. D., and 23 other physicians, in favor of annexing a part of Springwells to Detroit.

On motion of Mr. Hawley,

The two petitions were referred to the committee on cities and villages, and ordered printed in the Journal.

The following are the petitions:

Memorial of the citizens of Springwells.

*To the Legislature of the State of Michigan:*

A large number of the citizens of Springwells have, for the last two months, been using all legitimate means in our power, in way of petitions, public meetings, etc., to demonstrate to your respective bodies, that a large per cent of the citizens of Springwells desire a portion of this township annexed to the city of Detroit. That we may obtain from the city of Detroit improvements in the way of water supply, fire department, police regulation, a better school system, a system of drainage, sanitary regulations, all of which are, we believe, essential and necessary to the existence of a densely populated community. We believe the people of Detroit have suffered from the many unsanitary conditions, and the unrestrained lawlessness, and are in constant danger of a large fire originating in the wooden structures of Springwells.

The city of Detroit have, through the common council and board of councilmen, asked for a portion of Springwells. Ninety-five per cent of the people of Springwells believe the limits should be extended to Junction avenue, and knowing the above to be candid statements of facts we believe if the Legislature should refuse to extend the limits as asked for the people of Detroit

would suffer a great injustice and the sixteen thousand people of Springwells irreparable wrong.

John Greusel, Jr.,  
Geo. W. Wesch,  
Ferdinand Amos,

T. J. Taffe,  
Fred. Cribbin,

Gustav A. Berg,  
Ely Unvah.

*To the Honorable, the Legislature of the State of Michigan :*

We, the undersigned physicians residing in the city of Detroit, do most respectfully petition your honorable bodies to annex the densely populated portion of Springwells to the city of Detroit. We believe it is detrimental and dangerous to the public health of the citizens of Detroit and Springwells for this locality to longer remain without sanitary regulations, a sufficient supply of pure water, and as soon as possible, a system of sewerage. We believe the many unsanitary conditions of Springwells, are the source of disease to the inhabitants of Detroit and Springwells.

O. W. Wight, M. D.,	F. W. Rowley, M. D.,	Jno. Boice, M. D.,
Theo. A. McGraw, M. D.,	Leartus Connor, M. D.,	Morse Stuart, M. D.,
J. Flinterman, M. D.,	Geo. P. Andrews, M. D.,	D. L. Dakin, M. D.,
E. Leache, M. D.,	W. R. Chittick, M. D.,	Wm. Brodie, M. D.,
Wm. O. Custin, M. D.,	E. W. Jenks, M. D.,	Chas. C. Yemans, M. D.,
Geo. R. Richards, M. D.,	E. L. Shurly, M. D.,	James Cleland, Jr., M. D.,
A. B. Chapin, M. D.,	R. P. Mills, M. D.,	Donald Maclean, M. D.,
Benj. P. Brodie, M. D.,	Henry L. Cleland, M. D.,	F. W. Robbins, M. D.,

No. 712. By Mr. Hawley : Memorial of Dr. H. F. Lyster, in regard to butterine and oleomargarine ;

On motion of Mr. Hawley,

The memorial was referred to the committee on public health, and ordered printed in the Journal.

DETROIT, May 8, 1885.

*Hon. T. D. Hawley, Senator, etc., etc.:*

DEAR SIR—Having no pecuniary interest but in the cause of public health, I signed a petition in favor of permitting the manufacture of oleomargarine in this State.

I did this for the reason that I am opposed to any legislation which will diminish the consumption of fat as an article of diet among the people.

It is generally known that the disease known as pulmonary consumption stands at the head of all the causes of death in every country, and that it is due, in many cases to mal-nutrition, and to mal-assimilation of food, and other things being equal, it prevails among those persons who are not well fed, and particularly where a minimum of fatty substances enters into the articles of diet.

It is also well known that milk, butter and cod liver oil are constantly urged upon all debilitated persons as a class, and that every effort is made to have those who are not strong fortify themselves with those articles of diet which are easily assimilable, and which supply a large proportion of fat and oil to the system.

The quality of milk is improved by increasing the proportion of cream, which is fat in a finely divided state. The quality of meat is improved by fattening the cattle which are to furnish it.

Oleomargarine, when of good quality, is in itself unobjectionable as an article of diet on the score of healthfulness, and it affords fat in a form easy of digestion, and supplements other articles of diet in which fat is deficient.

It seems quite incomprehensible to me that when hundreds of barrels of fish-oil are brought into the State, at great expense, for very general consumption, and when every effort is being made to fatten hogs and cattle and to improve the richness of the milk of cows, by improving the breeds and by careful housing and feeding, that any legislation should be attempted looking toward the limitation of wholesome fats and oils equally valuable in every way, and decidedly more palatable than the common article of butter as usually bought and sold.

Very respectfully,

HENRY F. LYSTER.

No. 713. By Mr. Hawley: Memorial of a committee of citizens of Springwells in regard to annexation.

On motion of Mr. Hawley,

The memorial was referred to the committee on cities and villages and printed in the Journal.

The following is the memorial:

SPRINGWELLS, MICHIGAN, May 12, 1885.

*To the Members of the Legislature and House of Representatives at Lansing:*

YOUR HONORABLE BODY—We, as a committee representing the majority of the taxpayers and freeholders of the township of Springwells, have been sent here by the voice of the people to impress upon your minds the necessity of annexation, a question that has been agitated, and occupied your time previous to our coming; but the question being a very important one, and one that interests every man owning any property in the township, we have been earnestly requested to continue the fight till the end. Now, gentlemen, we, as a committee, are well aware that we have what seems to be strong opposition in this matter, some of our number having been here before in the same cause. We know, too, that the voice of the people has been sadly misrepresented, and by whom? by a few of the principal land speculators in the township,—men that have good reasons for opposing this bill, so far as their own personal or financial affairs are concerned; but we ask your honorable body if this is the way the question has been placed before you by the opposite party. We are unanimous in our decision that it is not,—for the simple reason that the voice of the people is not with them. What they have done they have taken it upon themselves to do, and for their own personal interests, regardless of the sufferings of the multitude. Now we appeal to your honorable body to see that the end of justice is meted out in this action—to see that the rights of peaceful, law-abiding citizens are not taken away or trifled with by a few moneyed men—for if such is the case it will only tend to keep back progress and industry, which is the life and subsistence of the poor man as well as the rich, and a necessity which the present state of affairs presents to us, for there are hundreds of poor laboring men in our township that have been gathered in by the advertisements and inducements of those selfsame men that are opposing this bill contrary to the will of the people. When they are here they stay many times because they never get enough more than a living to go with. Most of those men are employed by the Michigan Car Shops, an institution that is run only when the managers see fit to do it, notwithstanding the number of men they throw out of work when their shops are shut down, but those poor men are put off with the understanding that they may resume work in a few days, which, by the way, oftener happens to be weeks instead of days, and so it happens at intervals all through the summer, and in the fall business is practically abandoned altogether; the result is those poor

men and their families are generally thrown on the mercy of the people, and the township has to support them. Now in the city of Detroit there is anywhere from 100 to 300 of this class of men employed regularly, and when it comes fall their homes are comfortably provided for and they march up and pay their taxes and look smiling, rejoiced to think they are getting along so well, while the poor man depending upon the monopoly of Springwells wonders how he is going to pay his taxes, but generally contrives to get enough together to do it, and afterwards receives three to five times as much in poor orders to keep his family from starving until such time as he can get work again. Furthermore, in consequence of the present state of affairs this class of men are rising up every day and organizing; labor meetings are being held, and all sorts of threats are being made against monopolies which, in time, may end seriously, and with a possible destruction of life and property. We think, gentlemen, the present state of affairs are rather critical from this standpoint. Now, to annex that portion of the township that we will ask of your honorable body only means assistance to this class in a special way, as it will be the means of furnishing employment to a great many in making the improvements annexation would necessitate, and the protection we are sadly in need of, such as the laying of water pipes, the building of sewers and sidewalks, besides the public buildings that would become a necessity, such as school-houses, fire engine houses, police stations, etc. Now, the opposite party have taken the precaution to contravene our statements at the different meetings since this bill commenced to be agitated, and in a way very unbecoming to that of a good citizen, and all because they could see quite plain that the majority was against them and in favor of annexation. About the only support that they have in opposing this bill comes from the few men that happen to be in their employ, and a possible relative that feels as if he would be out of order to contradict them, while all the time in his heart he would rather be annexed. Those men and their associates have tried hard to make it appear to the laboring class that to be annexed to the city meant to lose their little homes by taxation; they have talked to them as if all the improvements would come from taxation, and the poor man would have to pay it, not forgetting to remark to them something like this: "I am rich and can stand it; you will have to suffer." Notwithstanding all of this they have failed to secure the support we have at our backs; to submit the question to a popular vote and we would have an overwhelming majority in our favor.

Now, gentlemen, with those plain statements of facts before you, it remains with your honorable body to say whether we are to remain in this same critical condition for the next six years to come; and 'tis plain, too, that the same men that oppose the bill now will do it again,—they have done it before. To favor their opposition means to leave us at the mercy of the flames, as it were, for every fire that occurs in Springwells, the damage amounts to that of fifty in the city, in the average way where they have protection. Now in conclusion I must say that those moneyed men tell us to offset this fact that we can build engine houses, buy engines, dig wells, organize fire departments, and protect ourselves; but they don't say, we will buy the engines, or build you a house, or even offer the land, and even if they did we would not be more than half protected then. But take them into the city limits, and such men as Daniel Scotten and a few others, instead of paying two or three thousand dollars a year taxes, will be obliged to pay ten, a fact they are not ignorant of. And why? Because their

farms, that are all divided and subdivided, would be more apt to be assessed as lots for their actual cash value under city government, while in the township they are passed off for just what they look like.

Now to conclude, we would ask your honorable body to think favorably of Livernois avenue, or if in your opinion it is asking too much, we will be willing to submit to Grand Junction avenue, or 150 west, as a compromise. The common council of Detroit favor the first named.

Respectfully yours.

No. 714. By Mr. Brown: Remonstrance of D. Gutches and 35 other citizens of Kalamazoo county against the township school district bill;

Referred to the committee on education and public schools.

No. 715. By Mr. Hertzler: Petition of Alex. H. Muir and 14 others in favor of the Holbrook road line for annexation to Detroit;

Referred to the committee on cities and villages.

No. 716. By Mr. Hawley: Memorial of L. D. Hagerty in regard to annexation;

Referred to the committee on cities and villages.

No. 717. By Mr. C. R. Henry: Remonstrance of Alexander Salanger and 79 other citizens of Ira township, St. Clair county, against the proposed annexation of Fort Gratiot to Port Huron;

Referred to the committee on cities and villages.

No. 718. By Mr. Henry: Remonstrance of James Garlick and 31 other citizens of the village of Brockway Centre, St. Clair county, against the annexation of Fort Gratiot to Port Huron;

Referred to the committee on cities and villages.

No. 719. By Mr. Pennell: Petition of Rev. J. Hamilton and 31 other clergymen of the 14th Senatorial district for the passage of the "Ford hanging bill;"

On motion of Mr. Pennell,

The petition was referred to the committee on the judiciary and ordered printed in the Journal.

The following is the petition:

MASON, May 6, 1885.

*To the Honorable Senate of the State of Michigan:*

We, the members of the Lansing District of the M. E. Church of the Michigan Conference, hereby petition your honorable body as follows:

Believing the death penalty for deliberate and wilful murder to be accordant with true religious principles, and having the most unequivocal scriptural sanction, when truly interpreted; also that it is in harmony with a stable and progressive Christian civilization; and believing it is demonstrated by clear statistical science that where the penalty is judicially, firmly, and unerringly executed, it is not only a deterrent from such murders as are intentional and malicious, but also from all brutal crimes against lives and persons, and that as a penalty it gives character and vigor to the administration of all criminal law.

And being impressed with the number and frequency of atrocious murders which have alarmingly increased in a vastly greater proportion than the population of the State since its abolition; and as a State we have been conspicuous as abolishing the penalty, and in thus encouraging the sentiment adverse to the certainty of executing the penalty in those States where it still remains as a legal enactment; and which non-infliction practically destroys its deterring force,

so that our land was horrified during the year 1884 with upwards of 3,300 brutal murders.

And there is now pending before your Senate a bill known as the Ford bill, which has passed the honorable, the House of Representatives, by a large majority, for the restoration of the said penalty to its rightful place as the ultimate penalty for the final crime.

We, the ministers above described, in session assembled, in Mason, on this sixth day of May, 1885, petition your body to make the said bill a law, believing that it will be for the security of life and the reputation of our State.

We certify to the above.

*President, JAMES HAMILTON.*

*Secretary, A. E. GRAIG.*

No. 720. By Mr. Henry: Petition of 365 citizens of Cheboygan county, asking for the formation of the county of Sumner, nearly all of whom reside in the townships of Mentor, Nunda, Ellis, and Tuscarora, in said proposed new county, with registration lists of said townships, showing 385 voters therein;

No. 721. By the same: Petition of John Young, M. D., and 32 others, of the township of Allis, Presque Isle county, including the township board; also Walter Ford and 8 others of Waverly, including a majority of the township board of said township, asking for the formation of Sumner county, together with statement from the Secretary of State showing number of votes polled at the last general election to have been 23 in town of Allis, and 13 in town of Waverly.

No. 722. By Mr. Henry: Official letters from supervisors of the townships of Tuscarora, Mentor, Waverly, Ellis, and Allis, in proposed county of Sumner, and townships of Mackinaw, Hebron, and Monroe, in territory that will be left in Cheboygan county (whose terms of office expired last month) asking for the organization of the county of Sumner, and official letters from the newly elected supervisors of townships of Tuscarora, Ellis, and Allis for the same.

No. 723. By Mr. Henry: Resolutions adopted at a meeting comprised of citizens of the southern and central portions of Cheboygan county, held at the village of Indian River on March 12, 1885, in favor of organization of the county of Sumner.

The four petitions were referred to the committee on counties and townships.

No. 724. By Mr. Hawley: Memorial of Joseph H. Clixby and 5 others, in regard to annexation to Detroit;

Referred to the committee on cities and villages.

#### REPORTS OF STANDING COMMITTEES.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 440 (File No. 283), entitled

A bill to repeal sections 1, 2, 3, 4, 5, 6, 7, 8, 9, and 10 of act No. 193 of the session laws of 1871, approved April 17 and July 18, 1871, and all acts or parts of acts amendatory thereto, and to repeal sections 1 and 2 of act No. 82 of the session laws of 1879 and all acts amendatory thereof, being sections 9382, 9383, 9384, 9385, 9386, 9387, 9388, 9389, 9390, 9391, 9392, and

9893 of Howell's Annotated Statutes of the State of Michigan, relative to the State Board of Corrections and Charities,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, with the recommendation that it do not pass, but that it be placed on the general order and referred to the committee of the whole, and ask to be discharged from the further consideration of the subject.

FITCH PHELPS, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 244, entitled

A bill to regulate the conveyance of convicts to the State institutions,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and without recommendation, except that it be printed, referred to the committee of the whole and placed on the general order, and ask to be discharged from the further consideration of the subject.

FITCH PHELPS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on military affairs:

The committee on military affairs, to whom was referred the following preamble and concurrent resolution:

WHEREAS, James Anderson claims that there is justly due him from the State of Michigan a sum of money for time, services, and expenses, expended by him in recruiting for the Michigan colored regiment, for which he has received no reimbursement or compensation; therefore, be it

*Resolved by the Senate* (the House of Representatives concurring), That the State Military Board be and they are hereby authorized to investigate and examine said claim, and determine as to the same, and what amount, if anything, is justly and equitably due and owing to said James Anderson therefor; and said board is hereby authorized and empowered to settle and adjust such claim, and allow said James Anderson such sum as they find due him therefor,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, and recommend that it be adopted, and ask to be discharged from the further consideration of the subject.

HENRY WOODRUFF, *Chairman*.

Report accepted and committee discharged.

Pending the adoption of the concurrent resolution,

Mr. Woodruff moved to strike out of the resolution the word "equitably," and inserting in lieu thereof the word "lawfully."

On motion of Mr. Monroe,

The concurrent resolution was laid on the table.

By the committee on military affairs:

The committee on military affairs, to whom was referred

Senate bill No. 200 (file No. 134), entitled

A bill making an appropriation from the State military fund for the purchase of ground and the erection of an armory in the city of Jackson, for the use of State troops and independent companies in the city,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with an amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

HENRY WOODRUFF, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Woodruff,

The Senate concurred in the amendment made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred

Senate bill No. 138, entitled

A bill to detach certain lands from the township of Portage, in the county of Houghton, and to attach the same to the township of Adams in said county.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

WM. H. FRANCIS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Hubbell,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Francis,	Mr. Hueston,	Mr. Sherwood,
Belknap,	Greiner,	Kempf,	Shoemaker,
Brown,	Hawley,	Monroe,	Smith, G. A.,
Carveth,	Heisterman,	Moon,	Smith, S. W.,
Curtiss,	Henry,	Pennell,	Spencer,
Davis,	Hertzler,	Phelps,	Woodruff,
Edwards,	Hubbell,		

26

#### NAYS.

0

Title agreed to.

On motion of Mr. Hubbell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 128 (File No. 70), entitled

A bill to amend section 1 of chapter 32 of the compiled laws of 1871,



entitled "An act to provide for the recording of town plats, and for vacating the same in certain cases," being compiler's section No. 1344 as amended by act No. 108 of the session laws of 1873, and section 1 of chapter 32, Howell's Annotated Statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the accompanying substitute therefor, entitled

A bill to amend sections 1 and 2 of chapter 32 of the compiled laws of 1871, entitled "An act to provide for the recording of town plats, and for vacating the same in certain cases," being compiler's section 1344 as amended by act No. 108 of the session laws of 1873, and section 1, chapter 32, Howell's Annotated Statutes,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

WILLIAM H. FRANCOIS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Francis,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

On motion of Mr. Francis,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Francis,	Mr. Hubbell,	Mr. Pulver,
Belknap,	Greiner,	Hueston,	Sherwood,
Brown,	Hawley,	Kempf,	Smith, G. A.,
Curtiss,	Heisterman,	Monroe,	Smith, S. W.,
Davis,	Henry,	Moon,	Spencer,
Edwards,	Hertzler,	Phelps,	Woodruff, 24

#### NAYS.

0

Title agreed to.

By the committees on State normal school and appropriations and finance:

The committees on State normal school and appropriations and finance, to whom was jointly referred

Senate bill No. 77, entitled

A bill making an appropriation for an addition to the State Normal School,

Respectfully report that they have had the same under consideration, and have directed us to report the same back to the Senate, without amendment, and recommend that it do lie on the table, and ask to be discharged from the further consideration of the subject.

S. W. SMITH,

*Chairman Committee on State Normal School.*

GEO. A. SMITH,

*Chairman Committee on Appropriations and Finance.*

Report accepted and committees discharged.

On motion of Mr. S. W. Smith,

The bill was laid on the table.

By the committees on State normal school and appropriations and finance:

The committees on State normal school and appropriations and finance, to whom was jointly referred

Senate bill No. 391, entitled

A bill to extend aid to the Michigan State Normal School,

Respectfully report that they have had the same under consideration, and have directed us to report the same back to the Senate, without amendment, and recommend that it do lie on the table, and ask to be discharged from the further consideration of the subject.

S. W. SMITH,

*Chairman Committee on State Normal School.*

GEO. A. SMITH,

*Chairman Committee on Appropriations and Finance.*

Report accepted and committees discharged.

On motion of Mr. S. W. Smith,

The bill was laid on the table.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

Senate bill No. 132, entitled

A bill to provide for the deposit of the public moneys by the county treasurers with banking corporations on interest,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, having the same title;

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

C. J. MONROE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Monroe,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

Senate bill No. 362 (file No. 96), entitled

A bill to amend section 4 of act No. 316, of the session laws of 1877, as amended by act No. 323, of the session laws of 1879, being an act entitled "An act to reorganize the union school district of the city of Flint, and to repeal act No. 309, of the session laws of 1867, act No. 375, of the session laws of 1871, and act No. 22, of the session laws of 1872.

J. W. BELKNAP, *Chairman.*

Report accepted.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 12, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 561 (File No. 347), entitled

A bill to authorize the township boards of the townships of Albion and Sheridan, also the city council of the city of Albion, to transfer certain cemetery property to a board of trustees organized under the laws of 1881, authorizing such boards and prescribing their power and duties;

2. House bill No. 660 (File No. 358), entitled

A bill making appropriation for improvements at the State House of Correction at Ionia;

3. House bill No. 223 (File No. 120), entitled

A bill to secure the enforcement of the laws regulating the fisheries of this State, and the gathering of fishery statistics, for the appointment of an inspector and wardens for that purpose and defining the duties of such officers and all persons in relation to the same, and to make appropriation therefor;

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committees on cities and villages and counties and townships, jointly.

The second named bill was read a first and second time by its title, and referred to the committees on House of Correction and appropriations and finance, jointly.

The third named bill was read a first and second time by its title, and referred to the committees on fisheries and appropriations and finance, jointly.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 12, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to re-transmit the following entitled bill: House bill No. 256 (File No. 153), entitled

A bill to amend section 1 of act No. 142, of the session laws of 1883, being an act entitled "An act to provide for selecting petit jurors in the Upper Peninsula,"

In accordance with the request of the Senate for the return of the same.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Title agreed to.

On motion of Mr. Hubbell,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 12, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill: House bill No. 555 (File No. 336), entitled

A bill to impose a tax on the business of selling spirituous and intoxicating malt, brewed, and fermented liquors in the State of Michigan, to be shipped from without this State, and to repeal act No. 226, laws of 1875, and being compiler's sections 1277, 1278, 1279, and 1280, Howell's Annotated Statutes of 1882;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take effect July 1, 1885, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives,*

The bill was read a first and second time by its title, and referred to the committee on liquor traffic.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 12, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 384 (File No. 315), entitled

A bill to provide for the collection of certain ditch or drain orders issued for the construction of a ditch on the township line between Clyde and Ganges, in Allegan counties;

2. House bill No. 474 (File No. 369), entitled

A bill to validate and make binding certain contracts, covenants, and agreements made with fire insurance companies organized under the laws of this State, prescribing, limiting, and restricting the liability of persons insured therein, and the members thereof for the losses and expenses of such companies;

3. House bill No. 40 (File No. 381), entitled

A bill to incorporate the public schools of the village of Ovid, Clinton county;

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on counties and townships.

The second named bill was read a first and second time by its title, and referred to the committee on insurance.

The third named bill was read a first and second time by its title and referred to the committee on education and public schools.

#### MOTIONS AND RESOLUTIONS.

Mr. Shoemaker moved to take from the table

Senate bill No. 258 (File No. 229), entitled

A bill to amend sections 3, 6, and 33 of chapter 5, sections 1, 2, 3, 4, 5, and 6, and to repeal sections 7 and 8 of chapter 10, to amend sections 1, 3, 7, and 19 of chapter 22, sections 1, 4, and 14 of chapter 23, and section 2, of chapter 25, of act No. 358, session laws of 1875, entitled "An act to revise and amend the charter of the city of Jackson," approved April 24, 1875, as amended by the several acts amendatory thereof;

Which motion prevailed.

On motion of Mr. Shoemaker,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Francis,	Mr. Hueston,	Mr. Sherwood,
Belknap,	Greiner,	Kempf,	Shoemaker,
Brown,	Hawley,	Monroe,	Smith, G. A.
Curtiss,	Heisterman,	Moon,	Smith, S. W.,
Davis,	Henry,	Pennell,	Spencer,
Edwards,	Hertzler,	Pulver,	Woodruff, 24

#### NAYS.

0

Title agreed to.

On motion of Mr. Shoemaker,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Pulver,

The Senate took a recess until 2 o'clock P. M.

#### AFTERNOON SESSION.

*2 o'clock P. M.*

The Senate met and was called to order by the President.

Roll called: a quorum present.

By the select joint committee on taxation:

The select joint committee on taxation, to whom was referred a proposed substitute for

Senate bill No. 175, entitled

A bill to amend sections 1 to 109, inclusive, of act No. 9 of public acts of 1882, entitled "An act to provide for the assessment of property, and the levy and collection of taxes thereon," approved March 14, 1882;

Which substitute is known as

Senate bill file No. 218, entitled

A bill to revise act No. 9 of the public acts of 1882 entitled "An act to provide for the assessment of property and the levy and collection of taxes thereon, approved March 14, 1882," being Senate file No. 218,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with certain amendments and recommend that as amended it be reprinted for the use of the committee.

JAY A. HUBBELL, *Chairman.*

Report accepted.

On motion of Mr. Hubbell,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered re-printed for the use of the committee.

The President announced that the hour for the special order had arrived, being the consideration of

Senate bill No. 23 (File No. 176), entitled

A bill to amend sections 3, 4, and 5, of chapter 1 of an act entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," being act No. 326 of the session laws of 1883, approved June 7, 1883, and to add a new section to said chapter, to be known as section 6.

SPECIAL ORDER.

On motion of Mr. Manwaring,

The Senate went into the committee of the whole on the special order, Mr. Hubbell in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 23 (File No. 176), entitled

A bill to amend sections 3, 4, and 5 of chapter 1 of an act entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," being act No. 326 of the Session Laws of 1883, approved June 7, 1883, and to add a new section to said chapter to be known as section 6;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

JAY A. HUBBELL, *Chairman*.

Report accepted.

Mr. Hubbell moved that the Senate concur in the amendments made by the committee to the bill.

Mr. Francis demanded a division of the question as to concurring in the amendment by which the committee struck out of lines 21, 22, and 23, section 3, the words "eighty feet westerly of the westerly line of Clark avenue extended northerly; thence southerly on a line parallel with and one hundred and eighty feet westerly of the westerly line of Clark" and inserted in lieu thereof the following: "Fifty feet westerly from the center line of Grand Junction avenue, if extended northerly on private claim 260, thence southerly on a line parallel with, and 150 westerly from the center line of Grand Junction."

Mr. Francis called for the yeas and nays.

The amendment was not agreed to, by yeas and nays as follows:

YEAS.

Mr. Carveth,	Mr. Heisterman,	Mr. Pennell,	Mr. Shoemaker,
Curtiss,	Hertzler,	Phelps,	Smith, G. A.,
Greiner,	Manwaring,	Sherwood,	Woodruff, 12

NAYS.

Mr. Brown,	Mr. Hawley,	Mr. Kempf,	Mr. Pulver,
Davis,	Henry,	Monroe,	Smith, S. W.,
Edwards,	Hubbell,	Moon,	Spencer,
Francis,	Hueston,		14

The Senate then concurred in the adoption of the other amendments made to the bill by the committee of the whole.

On motion of Mr. Hawley,

The rules were suspended, and the bill was placed on its immediate passage

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Brown,	Mr. Greiner,	Mr. Hueston,	Mr. Phelps,
Carveth,	Hawley,	Kempf,	Pulver,
Curtiss,	Heisterman,	Monroe,	Sherwood,
Davis,	Henry,	Moon,	Shoemaker,
Edwards,	Hertzler,	Pennell,	Smith, G. A.,
Francis,	Hubbell,		22

## NAYS.

Mr. Manwaring,	Mr. Woodruff,	2
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The question being on agreeing to the title,

Mr. Francis moved to amend the title so as to read as follows:

A bill to amend sections 3, 4, and 5, of chapter 1 of an act entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," being act No. 326 of the session laws of 1883, approved June 7, 1883, and to add three sections to said chapter, to be known as sections 6, 7, and 8;

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Hawley,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

## THIRD READING OF BILLS.

House bill No. 210 (File No. 81), entitled

A bill to make it a misdemeanor to unhitch any horse or team, or ride or drive the same away in certain cases,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Brown,	Mr. Hawley,	Mr. Manwaring,	Mr. Shoemaker,
Carveth,	Heisterman,	Monroe,	Smith, G. A.,
Curtiss,	Henry,	Moon,	Smith, S.W.,
Davis,	Hertzler,	Phelps,	Spencer,
Edwards,	Hubbell,	Pulver,	Woodruff,
Francis,	Kempf,	Sherwood,	23

## NAYS.

0

Title agreed to.

Senate bill No. 309 (File No. 150), entitled,

A bill to define the liability of fire and marine insurance companies and associations in case of loss to insured property.

On motion of Mr. Phelps,

The bill was laid on the table.

Senate bill No. 318 (File No. 211), entitled

A bill to provide for the introduction and use on all cars owned and operated by any railroad company or other corporation doing business in this State, of some form of automatic car coupling by means of which all cars may be coupled and uncoupled without the necessity of the brakeman or any other person passing between the cars,

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Hueston moved to amend the bill as follows:

By striking out of section 1, line 4, the words "repaired by it" and inserting in lieu thereof the words "sent to the shop for general repairs;"

Which motion prevailed, and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Brown,	Mr. Hawley,	Mr. Kempf,	Mr. Sherwood,
Carveth,	Heisterman,	Monroe,	Smith, G. A.,
Curtiss,	Hertzler,	Moon,	Smith, S. W.,
Davis,	Hubbell,	Pennell,	Spencer,
Francis,	Hueston,	Pulver,	Woodruff,
Greiner,			

21  
0

## NAYS.

The question being on agreeing to the title,

Mr. S. W. Smith moved to amend the title as follows:

A bill to provide for the introduction and use of automatic or other safety car couplers upon the railroads of this State;

Which motion prevailed.

The title as amended was then agreed to.

Senate bill No. 192 (File No. 206) entitled

A bill to amend section 708 of the compiled laws of 1871, being section 746 of Howell's Annotated Statutes, "relating to the powers and duties of townships, and election and duties of township officers,"

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Brown,	Mr. Hawley,	Mr. Kempf,	Mr. Pulver,
Carveth,	Heisterman,	Manwaring,	Shoemaker,
Curtiss,	Hertzler,	Monroe,	Smith, S. W.,
Davis,	Hubbell,	Moon,	Spencer,
Edwards,	Hueston,	Pennell,	Woodruff,
Francis,			

21

## NAYS.

Mr. Greiner,

1

Title agreed to.

Senate bill No. 105 (File No. 190), entitled

A bill to authorize the specific performance by guardians of insane and incompetent persons, of contracts made by their wards for the conveyance of real estate,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Brown,	Mr. Greiner,	Mr. Manwaring,	Mr. Shoemaker,
Carveth,	Hawley,	Monroe,	Smith, G. A.,
Curtiss,	Heisterman,	Moon,	Smith, S. W.,
Davis,	Hertzler,	Pennell,	Spencer,
Edwards,	Kempf,	Sherwood,	Woodruff,
Francis,			

21



## NAYS.

0

Title agreed to.

House bill No. 129 (File No. 45) entitled

A bill providing for the employment, and defining the duties, and fixing the compensation of a stenographer for the fourth judicial circuit, State of Michigan,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Brown,	Mr. Greiner,	Mr. Kempf,	Mr. Pulver,
Carveth,	Hawley,	Manwaring,	Smith, G. A.,
Curtiss,	Heisterman,	Monroe,	Smith, S. W.,
Davis,	Hertzler,	Moon,	Spencer,
Edwards,	Hubbell,	Pennell,	Woodruff,
Francis,	Hueston,		

22

## NAYS.

0

Title agreed to.

House bill No. 167 (File No. 76), entitled

A bill to amend section 11 of chapter 263 of the compiled laws of 1871, being compiler's section 9593 of Howell's Annotated Statutes, of Michigan of 1882, relative to inquests,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Brown,	Mr. Greiner,	Mr. Kempf,	Mr. Sherwood,
Carveth,	Hawley,	Manwaring,	Shoemaker,
Curtiss,	Heisterman,	Monroe,	Smith, G. A.,
Davis,	Hertzler,	Moon,	Smith, S. W.,
Edwards,	Hubbell,	Pennell,	Spencer,
Francis,	Hueston,	Pulver,	Woodruff,

24

## NAYS.

0

Title agreed to.

House bill No. 62 (File No. 22), entitled

A bill to amend sections 442 and 443 of the compiled laws of 1871, relating to the common jurisdiction of certain counties,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Brown,	Mr. Heisterman,	Mr. Monroe,	Mr. Shoemaker,
Carveth,	Hertzler,	Moon,	Smith, G. A.,
Davis,	Hubbell,	Pennell,	Smith, S. W.,
Edwards,	Hueston,	Pulver,	Spencer,
Francis,	Kempf,	Sherwood,	Woodruff,
Hawley,	Manwaring,		

22

## NAYS.

0

Title agreed to.

On motion of Mr. Hubbell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 101 (File No. 38), entitled

A bill requiring parties to civil suits in circuit courts to file a bill of particulars of their respective demands in certain cases,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Brown,	Mr. Greiner,	Mr. Kempf,	Mr. Sherwood,
Carveth,	Hawley,	Manwaring,	Shoemaker,
Curtiss,	Heisterman,	Monroe,	Smith, G. A.,
Davis,	Henry,	Moon,	Smith, S. W.,
Edwards,	Hertzler,	Pennell,	Spencer,
Francis,	Hubbell,	Pulver,	Woodruff,

24

## NAYS.

0

Title agreed to.

On motion of Mr. Manwaring,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 430 (File No. 248), entitled

A bill to amend section 1 of chapter 4 of act No. 164, Session Laws of 1881, being compiler's section 5078 of Howell's Annotated Statutes of 1882, as amended by act No. 9, Session Laws of 1883, relative to the organization of township boards of school inspectors,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Brown,	Mr. Hawley,	Mr. Kempf,	Mr. Sherwood,
Carveth,	Heisterman,	Manwaring,	Shoemaker,
Curtiss,	Henry,	Monroe,	Smith, G. A.,
Davis,	Hertzler,	Moon,	Smith, S. W.,
Edwards,	Hubbell,	Pennell,	Spencer,
Francis,	Hueston,	Pulver,	Woodruff,
Greiner,			

25

## NAYS.

0

Title agreed to.

House bill No. 261 (File No. 236), entitled

A bill to amend section 6 of act number 39 of the session laws of 1855, being consecutive section number 4378 of Howell's Annotated Statutes, relative to the appointment of State visitors to incorporated institutions of learning,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Brown,	Mr. Hawley,	Mr. Manwaring,	Mr. Sherwood,
Carveth,	Heisterman,	Monroe,	Shoemaker,
Curtiss,	Henry,	Moon,	Smith, S. W.
Davis,	Hubbell,	Pennell,	Spencer,
Edwards,	Hueston,	Pulver,	Woodruff,
Francis,	Kempf,		

22

## NAYS.

1

Title agreed to.

On motion of Mr. Monroe,  
By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 348 (File No. 253), entitled

A bill to provide for the collection of apiarian statistics,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Brown,	Mr. Greiner,	Mr. Hueston,	Mr. Moon,
Carveth,	Hawley,	Kempf,	Sherwood,
Curtiss,	Heisterman,	Manwaring,	Smith, S. W.,
Davis,	Henry,	Monroe,	Spencer,
Francis,	Hubbell,		18

#### NAYS.

Mr. Pennell,	Mr. Shoemaker,	Mr. Smith, G. A.,	Mr. Woodruff,
Pulver,			5

Mr. Spencer moved to reconsider the vote by which the Senate refused to pass the bill ;

Which motion prevailed.

The question being on the passage of the bill,

Mr. Pennell moved to lay the bill on the table ;

Which motion did not prevail.

The question being on the passage of the bill,

By unanimous consent, Mr. Spencer moved to amend the bill as follows :

By inserting in section 1, line 5, after the word "cellar" the words "or elsewhere ;"

Which motion did not prevail.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Brown,	Mr. Greiner,	Mr. Hueston,	Mr. Moon,
Carveth,	Hawley,	Kempf,	Sherwood,
Curtiss,	Heisterman,	Manwaring,	Smith, S. W.,
Edwards,	Henry,	Monroe,	Spencer,
Francis,	Hubbell,		18

#### NAYS.

Mr. Pennell,	Mr. Shoemaker,	Mr. Smith, G. A.,	Mr. Woodruff,
Pulver,			5

Title agreed to.

House bill No. 279 (File No. 137), entitled

A bill to amend compiler's section No. 5955 of compiled laws of 1871 of the laws of Michigan, the same being compiler's section 7526 of Howell's Annotated Statutes, relative to proof of demands in suits,

Was read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows :

#### YEAS.

Mr. Brown,	Mr. Hawley,	Mr. Kempf,	Mr. Sherwood,
Carveth,	Heisterman,	Manwaring,	Shoemaker,

Mr. Curtiss, Davis, Edwards, Francis, Greiner,	Mr. Henry, Hertzler, Hubbell, Hueston,	Mr. Monroe, Moon, Pennell, Pulver,	Mr. Smith, G. A., Smith, S. W., Spencer, Woodruff,	25
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## NAYS.

0

Title agreed to.

House joint resolution No. 19 (File No. 13), entitled

A joint resolution to amend the constitution of this State by striking out section 6 of article 4, legislative department, which makes persons holding certain United States, State, and county offices ineligible to or have a seat in either house of the Legislature,

Was read a third time and

Mr. Edwards moved that the joint resolution be referred to the committee on the judiciary.

Mr. Pulver moved the previous question ;

Which was not demanded by a majority of the Senators.

Mr. Henry moved that the Senate do now adjourn ;

Which motion did not prevail.

Mr. Pulver moved the previous question ;

Which was demanded by a majority of the Senators.

The question being, shall the main question be now put,

The same was ordered.

The joint resolution was then referred to the committee on the judiciary.

Mr. Greiner moved that the Senate do now adjourn ;

Which motion did not prevail.

Senate bill No. 353 (File No. 201), entitled

A bill to amend section 4304 of the compiled laws of 1871, being section 5774 of Howell's Annotated Statutes, relative to determination of all estates at will or by sufferance,

Pending the third reading,

On motion of Mr. Pennell,

The Senate adjourned.

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*Lansing, Wednesday, May 13, 1885.*

The Senate met and was called to order by the President at 10 o'clock A. M.

Prayer by Rev. Mr. Brown.

Roll called : a quorum present.

Absent without leave: Senators Austin, Belknap, Francis, Hueston, and Phelps.

On motion of Mr. Manwaring,

Leave of absence was granted to all absentees for the day.

Mr. Spencer moved that the special order of this hour, being the consideration of

House bill No. 487 (File No. 280), entitled

A bill to detach certain territory from the counties of Cheboygan and Presque Isle, and to organize the same into a new county, to be called Sumner county, and to detach certain territory from Presque Isle county and attach the same to Cheboygan county,

Be made the special order for Friday, May 15, at 10:30 o'clock A. M. ;  
Which motion prevailed.

#### PETITIONS.

No. 725. By Mr. Brown: Petition of J. W. Sanderson and 49 others, for the passage of House bill (File No. 14), entitled a bill to equalize State bounties to volunteers in the late war of the rebellion ;

Referred to the committee on military affairs.

No. 726. By Mr. Henry: Affidavit of the justice of the peace, highway commissioner, drain commissioner, clerk, health officer, and 3 other tax-payers of the township of Waverly, showing sentiment of said township to be unanimous in favor of the organization of Sumner county.

No. 727. By Mr. Henry: Original returns of the vote in Presque Isle county, being 693 votes for and 4 against the organization of Sumner county, cast at the election, April 6, 1885.

The two petitions were referred to the committee on counties and townships.

#### REPORTS OF STANDING COMMITTEES.

By the committee on insurance :

The committee on insurance, to whom was referred

House bill No. 474 (File No. 369), entitled

A bill to validate and make binding certain contracts, covenants, and agreements made with fire insurance companies organized under the laws of this State, prescribing, limiting, and restricting the liability of persons insured therein, and the members thereof for the losses and expenses of such companies,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

EDWARD E. EDWARDS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

#### MESSAGE FROM THE GOVERNOR.

The President announced the following :

EXECUTIVE OFFICE, }  
Lansing, May 12, 1885. }

*To the Senate :*

I have this day approved, signed, and deposited in the office of the Secretary of State,

Concurrent resolution relating to the distribution of the Legislative Manuals of 1885 ;

Also,

[ Senate bill No. 362, File No. 96, being ]

An act to amend section 4 of act No. 316 of the session laws of 1877, as amended by act No. 323 of the session laws of 1879, being an act entitled

"An act to reorganize the union school district of the city of Flint, and to repeal act No. 309 of the session laws of 1867, act No. 375 of the session laws of 1871, and act No. 22 of the session laws of 1872."

R. A. ALGER, *Governor.*

The message was laid on the table.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 12, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

WHEREAS, We have with deep regret learned of the death of the Hon. Allen Potter, a distinguished citizen, a member of the Legislature in 1857 and 1858, a former member of Congress from the Fourth district of this State, and fully appreciating that in his death the State suffers an irreparable loss; therefore be it

*Resolved* (the Senate concurring), That we sincerely mourn the loss of Allen Potter to the State and the community where he lived, and desiring publicly to express our appreciation of the purity of his public as well as the virtues of his private life;

*Resolved*, That in token of our regard, the flag of our country be placed at half mast on the Capitol of this State as emblem of private and of public mourning, and remain in that position during the day;

*Resolved*, That we tender our warmest sympathies to the family and friends of the deceased, and that the Governor of this State be requested to transmit a copy of these resolutions to his widow;

Which the House has adopted by a unanimous rising vote of all the members present, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Brown,

The concurrent resolutions were adopted by a unanimous rising vote.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 12, 1885. }

*To the President of the Senate:*

SIR,—I am instructed by the House to return to the Senate the following entitled bills:

1. Senate bill No. 317 (File No. 169), entitled

A bill to provide for assigning errors on the charge of any circuit court given to the jury in any civil or criminal suit, action, or proceeding;

2. Senate bill No. 6 (File No. 3), entitled

A bill to amend section 6 of act No. 558 of public acts of 1879, being section 8382 of Howell's Annotated Statutes, relative to the enforcement of liens of mechanics and others;

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title and referred to the committee on the judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on the judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 12, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 59 (File No. 14), entitled

A bill to equalize State bounties to volunteers in the late war of the rebellion ;  
Which has passed the House by a two-thirds vote of all the members elect,  
and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committees on military affairs and appropriations and finance jointly.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 13, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled joint resolution:

House joint resolution No. 25, entitled

A joint resolution authorizing the Governor of this State to sign and cause to be issued to whom it may concern, a release of all the right, title and interest of the State of Michigan in and to the w  $\frac{1}{4}$  of the s e  $\frac{1}{4}$  and the n e  $\frac{1}{4}$  of the s w  $\frac{1}{4}$  of section 15, in township 14 north, of range 4 west, Michigan, and cause the same to be recorded in the office of the register of deeds for the county of Isabella, Michigan;

Which has passed the House by a two-thirds majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The joint resolution was read a first and second time by its title, and referred to the committee on the judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 12, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 693 (File No. 362), entitled

A bill to authorize the board of control of State swamp lands to cause the removal of jams or rafts of floodwood, and deepen the channel where necessary, in and from Newton Creek, in the township of Alpena, in the county of Alpena, and to appropriate not exceeding three sections of State swamp land to defray the cost thereof;

2. House bill No. 195 (File No. 218), entitled

A bill to provide for the appointment of a State live stock sanitary commission and a State veterinarian, and to prescribe their powers and duties, and to prevent and suppress contagious and infectious diseases among the live stock of the State;

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title and referred to the committee on public lands.

The second named bill was read a first and second time by its title, and referred to the committee on State affairs.

#### MOTIONS AND RESOLUTIONS.

Mr. Shoemaker moved that immediate effect be given to House bill No. 129 (File No. 45), entitled

A bill providing for the employment, defining the duties and fixing the compensation of a stenographer for the fourth judicial circuit, State of Michigan;

Which motion prevailed.

On motion of Mr. Pulver,

Leave of absence was granted to himself at will for the day on account of illness.

On motion of Mr. Hubbell,

Leave of absence was granted to himself at will for the day on account of illness.

#### THIRD READING OF BILLS.

Senate bill No. 353 (File No. 201), entitled

A bill to amend section 4304 of the compiled laws of 1871, being section 5774 of Howell's Annotated Statutes, relative to determination of all estates at will or by sufferance,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Brown,	Mr. Greiner,	Mr. Hubbell,	Mr. Pulver,
Carveth,	Hawley,	Kempf,	Sherwood,
Oline,	Heisterman,	Manwaring,	Shoemaker,
Curtiss,	Henry,	Monroe,	Spencer,
Davenport,	Hertzler,	Moon,	Woodruff,
Davis,			

21

#### NAYS.

Mr. Edwards,

1

Title agreed to.

Senate bill No. 302 (File No. 202), entitled

A bill to provide for the filing of any contract or lease, or a true copy thereof, which contract or lease contains a provision that the vendee or lessee may become the owner of goods and chattels, but the vendor or lessor shall or may retain the title thereto or a lien thereon until the same shall be fully paid for,



Was read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Brown,	Mr. Hawley,	Mr. Kempf,	Mr. Smith, G. A.,	
Curtiss,	Heisterman,	Manwaring,	Smith, S. W.,	
Davis,	Henry,	Monroe,	Spencer,	
Edwards,	Hertzler,	Moon,	Woodruff,	19
Greiner,	Hubbell,	Sherwood,		

## NAYS.

0

Title agreed to.

Senate bill No. 303 (File No. 204), entitled

A bill to require the filing for record of notice of suits at law affecting the title to real estate,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Brown,	Mr. Hawley,	Mr. Kempf,	Mr. Shoemaker,	
Davenport,	Heisterman,	Manwaring,	Smith, G. A.,	
Davis,	Henry,	Monroe,	Smith, S. W.,	
Edwards,	Hertzler,	Moon,	Spencer,	
Greiner,	Hubbell,	Sherwood,	Woodruff,	20

## NAYS.

0

Title agreed to.

Senate bill No. 156 (File No. 210), entitled

A bill to amend act No. 408 of the session laws of 1871, being an act entitled "An act to organize the union school district of the township of Rogers,"

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Brown,	Mr. Edwards,	Mr. Hertzler,	Mr. Shoemaker,	
Carveth,	Greiner,	Kempf,	Smith, G. A.,	
Cline,	Hawley,	Monroe,	Smith, S. W.,	
Curtiss,	Heisterman,	Moon,	Spencer,	
Davenport,	Henry,	Sherwood,	Woodruff,	21
Davis,				

## NAYS.

0

Title agreed to.

House bill No. 442 (File No. 295), entitled

A bill to authorize suits at law upon indebtedness before the maturity thereof in certain cases;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Brown,	Mr. Greiner,	Mr. Hubbell,	Mr. Sherwood,	
Carveth,	Hawley,	Kempf,	Shoemaker,	
Curtiss,	Heisterman,	Manwaring,	Smith, S. W.,	
Davenport,	Henry,	Monroe,	Spencer,	
Davis,	Hertzler,	Moon,	Woodruff,	21
Edwards,				

## NAYS.

0

Title agreed to.

House bill No. 206 (File No. 270), entitled

A bill to amend section 1 of an act entitled "An act to authorize the judges of probate of certain counties to appoint a register, and prescribing his duties and compensation," approved March 30, 1869, as amended, being compiler's section 535 of Howell's Annotated Statutes of Michigan,

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Davis moved to amend the bill as follows:

By striking out in section 1, line 9, the word "sixty" and inserting in lieu thereof the word "fifty;"

Which motion prevailed and the bill was so amended.

By unanimous consent, Mr. Cline moved to further amend the bill as follows:

By striking out of section 1, line 9, the words "county of Wayne" and inserting in lieu thereof the words "counties of Wayne and St. Clair."

On motion of Mr. Davenport,

The bill was laid on the table.

Senate bill No. 55 (File No. 199), entitled

A bill to prohibit the use of the words "warranty deed," or similar words on any deed except on warranty deeds;

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Carveth moved to amend the bill as follows:

By striking out of section 1, line 4, the words "being an attorney at law or conveyancer," and inserting in the same line, after the word "shall" the word "knowingly."

Mr. Edwards moved that the further consideration of the bill be indefinitely postponed.

Mr. Edwards called for the yeas and nays.

The motion did not prevail by yeas and nays as follows:

YEAS.

Mr. Cline,	Mr. Edwards,	Mr. Heisterman,	3
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NAYS.

Mr. Carveth,	Mr. Greiner,	Mr. Kempf,	Mr. Smith, G. A.,
Curtiss,	Hawley,	Manwaring,	Smith, S. W.,
Davenport,	Henry,	Monroe,	Spencer,
Davis,	Hertzler,	Moon,	Woodruff,
			16

The amendment was then adopted.

By unanimous consent, Mr. Curtiss moved to further amend the bill as follows:

By striking out of section 1 the proviso in lines 5, 6, 7 and 8;

On motion of Mr. Sherwood,

The bill was laid on the table.

On motion of Mr. Sherwood,

The Senate took a recess until 2 o'clock P. M.

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AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

The President announced that the hour for the special order had arrived, being the consideration of the following bills:

Senate bill No. 25 (File No. 213), entitled

A bill to amend sections numbered 5, 6, 9, 10, and 11, of act numbered 259 of the session laws of 1881, entitled "An act to regulate the sale of spirituous, malt, brewed, or fermented, and vinous liquors, to prohibit the sale of such liquors to minors, to intoxicated persons, and to persons in the habit of getting intoxicated, to provide a remedy against persons selling liquors to husbands or children in certain cases, and to repeal all acts or parts of acts inconsistent herewith," approved June 10, 1881,

And,

Senate bill No. 24 (File No. 214), entitled

A bill to amend sections 1, 4, and 6, of act numbered 268 of the session laws of 1879, entitled "An act to provide for the taxation of the business of manufacturing and selling spirituous and intoxicating, malt, brewed, or fermented liquors," approved May 31, 1879, as amended by act number 156 of the session laws of 1881, approved May 19, 1881.

#### SPECIAL ORDER,

On motion of Mr. Hawley,

The Senate went into committee of the whole on the special order,

Mr. Spencer in the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

1. Senate bill No. 25 (File No. 213), entitled

A bill to amend sections numbered 5, 6, 9, 10, and 11 of act numbered 259 of the session laws of 1881, entitled "An act to regulate the sale of spirituous, malt, brewed or fermented, and vinous liquors, to prohibit the sale of such liquors to minors, to intoxicated persons, and to persons in the habit of getting intoxicated, to provide a remedy against persons selling liquors to husbands or children in certain cases, and to repeal all acts or parts of acts inconsistent herewith," approved June 10, 1881;

2. Senate bill No. 24 (File No. 214), entitled

A bill to amend sections 1, 4, and 6 of act No. 268 of the session laws of 1879, entitled "An act to provide for the taxation of the business of manufacturing and selling spirituous and intoxicating, malt, brewed, or fermented liquors," approved May 31, 1879, as amended by act No. 157 of the session laws of 1881, approved May 19, 1881;

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

H. C. SPENCER, *Chairman*.

Report accepted.

Mr. Brown moved that the Senate concur in the action of the committee of the whole in striking out all after the enacting clause of the first named bill.

Mr. Greiner called for the yeas and nays.

The motion then prevailed by yeas and nays as follows:

#### YEAS.

Mr. Brown,  
Carveth,  
Curtiss,  
Davis,

Mr. Edwards,  
Henry,  
Kempf,

Mr. Manwaring,  
Monroe,  
Moon,

Mr. Shoemaker,  
Spencer,  
Woodruff,

## NAYS.

Mr. Cline,	Mr. Greiner,	Mr. Heisterman,	Mr. Hertzler,	
Davenport,	Hawley,			6

On motion of Mr. Brown,

The title and enacting clause were laid on the table.

Mr. Edwards moved that the Senate concur in the action of the committee of the whole in striking out all after the enacting clause of the second named bill.

Mr. Greiner called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows:

## NAYS.

Mr. Brown,	Mr. Davis,	Mr. Kempf,	Mr. Spencer,	
Carveth,	Edwards,	Monroe,	Woodruff,	
Curtiss,	Henry,	Moon,		11

## NAYS.

Mr. Cline,	Mr. Greiner,	Mr. Heisterman,	Mr. Manwaring,	
Davenport,	Hawley,	Hertzler,		7

On motion of Mr. Edwards,

The title and enacting clause were laid on the table.

Mr. Kempf moved to reconsider the vote by which the Senate passed House bill No. 442 (File No. 295), entitled

A bill to authorize suits at law upon indebtedness before the maturity thereof in certain cases;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Brown,

The bill was laid on the table.

Mr. S. W. Smith offered the following resolution:

*Resolved*, That hereafter the sessions of the Senate begin at 9 o'clock A. M.

Mr. S. W. Smith called for the yeas and nays.

The resolution was then adopted by yeas and nays, as follows:

## YEAS.

Mr. Brown,	Mr. Davenport,	Mr. Hertzler,	Mr. Sherwood,	
Carveth,	Davis,	Kempf,	Smith, G. A.,	
Cline,	Edwards,	Monroe,	Smith, S. W.,	
Curtiss,	Heisterman,	Moon,	Spencer,	16

## NAYS.

Mr. Greiner,	Mr. Manwaring,	Mr. Shoemaker,	Mr. Woodruff,	
Hawley,				5

Mr. Kempf moved that the Secretary be directed to send a message to the House asking the return of

House bill No. 128 (File No. 70), entitled

A bill to amend section 1, of chapter 32, of the compiled laws of 1871, entitled "An act to provide for the recording of town plats, and for vacating the same in certain cases," being compiler's section No. 1344, as amended by act No. 108, of the session laws of 1873, and section 1, of chapter 32, Howell's Annotated Statutes;

Which motion prevailed.

By unanimous consent the Senate returned to the order of

## REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 246 (File No. 262), entitled

A bill to change the names of certain streets in Bay City,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

R. KEMPF, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Davis,

The rules were suspended and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Brown,	Mr. Edwards,	Mr. Kempf,	Mr. Shoemaker,
Carveth,	Greiner,	Manwaring,	Smith, G. A.,
Cline,	Hawley,	Monroe,	Smith, S. W.,
Curtiss,	Heisterman,	Moon,	Spencer,
Davenport,	Henry,	Sherwood,	Woodruff,
Davis,	Hertzler,		
			22
			0

## NAYS.

Title agreed to.

On motion of Mr. Davis,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 414 (File No. 363), entitled

A bill to provide for the taking of private property for the public use, and for the opening, extending, widening, and straightening of streets and alleys in the city of Detroit,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

R. KEMPF, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hawley,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Brown,	Mr. Edwards,	Mr. Kempf,	Mr. Shoemaker,
Carveth,	Greiner,	Manwaring,	Smith, G. A.,
Cline,	Hawley,	Monroe,	Smith, S. W.,
Curtiss,	Heisterman,	Moon,	Spencer,
Davenport,	Henry,	Sherwood,	Woodruff,
Davis,	Hertzler,		
			22

## NAYS.

0

The question being on agreeing to the title,  
Mr. Hawley moved to amend the title as follows:

By adding the following:

And to repeal act No. 291 of the session laws of 1883, being an act entitled  
"An act to provide for the taking of private property for the public use and  
for the opening of streets and alleys by the city of Detroit;"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Hawley,

By a vote of two-thirds of all the Senators elect, the bill was ordered to  
take immediate effect.

## GENERAL ORDER.

On motion of Mr. Manwaring,

The Senate went into committee of the whole, on the general order,

Mr. Greiner in the chair.

After some time spent therein, the committee rose, and through their chair-  
man, made the following report:

## I.

The committee of the whole have had under consideration the following:

Senate bill No. 163 (File No. 215), entitled

A bill to amend section 29 of chapter 202 of the compiled laws of 1871,  
relative to garnishees, being section 8085 of Howell's Annotated Statutes;

Have made no amendments thereto, and have directed their chairman to  
report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the follow-  
ing:

Senate bill No. 161 (File No. 200), entitled

A bill to amend act 137 of the laws of 1849, by adding a new section thereto  
to stand as section 28, relative to authorizing proceedings against garnishees  
and for other purposes;

Have made sundry amendments thereto, and have directed their chairman  
to report the same back to the Senate, asking concurrence therein, and recom-  
mend their passage.

M. GREINER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Shoemaker,

The first named bill was laid on the table.

Mr. Greiner moved that the Senate concur in the amendments made by the  
committee to the second named bill.

Mr. Edwards called for a division of the question as to concurring in the  
amendment, adding section 25 to the bill.

Pending concurrence therein,

Mr. Edwards moved to amend the said section 25 by striking out the words  
"corporations whether foreign or," and inserting in lieu thereof the words  
"corporations (whether foreign or domestic) other than."

The amendment as then amended was concurred in.

On motion of Mr. Greiner,

The Senate concurred in the other amendments made by the committee to the second named bill, and

On motion of Mr. S. W. Smith,

The bill was laid on the table.

On motion of Mr. Henry,

The Senate went into executive session, the time being 4:35 o'clock P. M.

The executive session closed, the time being 4:50 o'clock P. M.

On motion of Mr. Henry,

The Senate adjourned.

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*Lansing, Thursday, May 14, 1885.*

The Senate met and was called to order by the President at 9 o'clock A. M.

Prayer by the Rev. Mr. Taylor.

Roll called: a quorum present.

Absent without leave: Senator Sherwood.

On motion of Mr. Monroe,

Leave of absence was granted to Mr. Sherwood for the day.

On motion of Mr. Belknap,

Leave of absence was granted to Mr. Hubbell at will for the week on account of illness.

#### PRESENTATION.

Mr. Belknap said that in view of the fact that the Senate were to-day to consider the important and weighty subject of oleomargarine and the restoration of capital punishment, and particularly as the day without was one of the most pleasant, it was a matter of very great satisfaction to himself to be the medium of others to extend to one a token of their love and regard, and that the Lieutenant Governor, in accepting the staff presented to him by the janitors and messengers boys, would, as he walked through the downward path of life, being supported by said staff, remember the love and regard that prompted said gift.

Lieutenant Governor Buttars, being taken completely by surprise, responded briefly, and, with expressions of much love for the donors, and a brief mention of the pleasant relations with all, accepted the gift.

#### REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 88 (File No. 133), entitled

A bill to amend sections 11, 15 and 29 of an act entitled "An act to authorize a board of public works in and for the city of Grand Rapids," approved March 22, 1873, as amended by act of April 29, 1875, and as further amended by act of May 12, 1877,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments

thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

WM. H. FRANCIS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Francis,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 406 (File No. 328), entitled

A bill to amend section 57 of act No. 249 of the session laws of 1871, entitled "An act to incorporate the city of Alpena," approved March 29, 1871, as amended by act No. 311, local acts of 1877, approved April 23, 1877,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

WM. H. FRANCIS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on State house of correction and appropriations and finance, jointly:

The committee on State house of correction and appropriations and finance jointly, to whom was referred

House bill No. 160 (File No. 358), entitled

A bill making appropriation for improvements at the State House of Correction at Ionia,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

GEO. A. SMITH,

*Chairman Committee on State House of Correction and Appropriations and Finance jointly.*

Report accepted and committees discharged.

On motion of Mr. G. A. Smith,

The bill was placed on the order of third reading.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 6 (File No. 3), entitled

A bill to amend section six of act 558 of public acts of 1879, being section 8382 of Howell's Annotated Statutes relative to the enforcement of liens of mechanics and others;

Also,

Senate bill No 317 (File No. 169), entitled



A bill to provide for assigning errors on the charge of any circuit court given to the jury in any civil or criminal suit, action or proceeding.

J. W. BELKNAP, *Chairman*.

Report accepted.

By the committee on judiciary :

The committee on judiciary, to whom was referred

House bill No. 302 (File No. 110), entitled

A bill to repeal act No. 11, session laws of 1869, approved February 19, 1869, entitled "An act relating to interest upon installments falling due upon written contracts;"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Manwaring,

The bill was referred to the committee of the whole, and placed on the general order.

The President announced the following :

HOUSE OF REPRESENTATIVES, }  
Lansing, May 13, 1885. }

*To the President of the Senate :*

SIR—I am instructed by the House to return to the Senate the following bills :

1. Senate bill No. 328, entitled

A bill to incorporate the village of Frankfort ;

2. Senate bill No. 138, entitled

A bill to detach certain lands from the township of Portage, in the county of Houghton, and to attach the same to the township of Adams, in said county ;

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The two bills were referred to the committee on engrossment and enrollment for enrollment.

#### MOTIONS AND RESOLUTIONS.

Mr. Pulver offered the following resolution :

*Resolved*, That the following bill, on the special order for 10:30 this A. M., viz. :

Senate bill No. 376 (File No. 223), entitled

A bill to prevent deception in the manufacture and sale of dairy products and to preserve the public health,

Be taken from the special order and referred to the committee on public health ; that said committee be authorized to send for persons and papers (anywhere in this State), and that they be authorized to take proofs for the purpose of ascertaining whether oleomargarine and butterine are injurious to

public health, and report the results of their investigation back to this Senate at their earliest convenience.

After considerable discussion,

Mr. Edwards moved the previous question,

Which was demanded by a majority of the Senators.

The question being, shall the main question be now put,

The same was ordered.

The resolution was then not adopted.

Mr. Curtiss moved to take from the table the following concurrent resolution :

WHEREAS, James Anderson claims that there is justly due him from the State of Michigan a sum of money for time, services, and expenses, expended by him in recruiting for the Michigan colored regiment, for which he has received no reimbursement or compensation ; therefore, be it

*Resolved by the Senate* (the House of Representatives concurring), That the State Military Board be and they are hereby authorized to investigate and examine said claim, and determine as to the same, and what amount, if any thing, is justly and equitably due and owing to said James Anderson therefor ; and said board is hereby authorized and empowered to settle and adjust such claim, and allow said James Anderson such sum as they find due him therefor.

The question being to amend the resolution by striking out the word "equitably," and inserting in lieu thereof the word "legally,"

The amendment was adopted.

Mr. Shoemaker moved to further amend the resolution by striking out the words "State Military," and inserting after the word "Board," the words "of State Auditors ;"

Which motion prevailed.

The concurrent resolution was then adopted.

Mr. Edwards moved to take from the table

Senate joint resolution No. 16 (File No. 11), entitled

Joint resolution proposing amendments to sections 3, 6, 7, 8, 9, 10, and 11 of article 10 of the constitution of this State, so as to provide for a board of county commissioners in each of the counties of this State, instead of a board of supervisors or county auditors ;

Which motion prevailed.

On motion of Mr. Edwards,

The joint resolution was referred to the committee of the whole, and placed on the general order.

By unanimous consent

The Senate returned to the order of

#### MESSAGES FROM THE HOUSE.

The President announced the following :

HOUSE OF REPRESENTATIVES, }  
Lansing, May 14, 1885. }

*To the President of the Senate :*

SIR,—I am instructed by the House to re-transmit the following entitled bill :

House bill No. 128 (File No. 70), entitled

A bill to amend section 1 of chapter 32 of the compiled laws of 1871, entitled "An act to provide for the recording of town plats, and for vacating

the same in certain cases," being compiler's section No. 1344 as amended by act No. 108 of the session laws of 1873, and section 1 of chapter 32, Howell's Annotated Statutes,

And for which the Senate adopted a substitute entitled

A bill to amend sections 1 and 2 of chapter 32 of the compiled laws of 1871, entitled "An act to provide for the recording of town plats, and for vacating the same in certain cases," being compiler's section 1344 as amended by act No. 108 of the session laws of 1873, and section 1, chapter 32, Howell's Annotated Statutes,

As shown by message of the 13th inst.

In compliance with a request of the Senate for the return of the same.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

On motion of Mr. Kempf,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Hawley moved that the committee of the whole be discharged from the further consideration of

House bill No. 194 (File No. 268), entitled

A bill to establish a board of building inspectors in and for the city of Detroit, and to define its powers and duties;

Which motion prevailed.

On motion of Mr. Hawley,

The bill was placed on the order of third reading.

Mr. Hawley moved to reconsider the vote by which the Senate struck out all after the enacting clause of

Senate bill No. 25 (File No. 213), entitled

A bill to amend sections numbered 5, 6, 9, 10, and 11 of act numbered 259 of the session laws of 1881, entitled "An act to regulate the sale of spirituous, malt, brewed or fermented, and vinous liquors, to prohibit the sale of such liquors to minors, to intoxicated persons, and to persons in the habit of getting intoxicated, to provide a remedy against persons selling liquors to husbands or children in certain cases, and to repeal all acts or parts of acts inconsistent herewith," approved June 10, 1881.

Mr. Edwards moved to lay the motion on the table.

Mr. Greiner called for the yeas and nays.

The motion then prevailed, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Curtiss,	Mr. Monroe,	Mr. Smith, G. A.,
Belknap,	Davis,	Moon,	Spencer,
Brown,	Edwards,	Phelps,	Stephenson,
Carpenter,	Francis,	Shoemaker,	Woodruff,
Carveth,	Kempf,		

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#### NAYS.

Mr. Davenport, Mr. Greiner, Mr. Hawley, Mr. Heisterman, 4

Mr. Hawley moved to reconsider the vote by which the Senate struck out all after the enacting clause of

Senate bill No. 24 (File No. 214), entitled

A bill to amend sections 1, 4, and 6 of act No. 268 of the session laws of

1879, entitled "An act to provide for the taxation of the business of manufacturing and selling spirituous and intoxicating, malt, brewed, or fermented liquors," approved May 31, 1879, as amended by act No. 157 of the session laws of 1881, approved May 19, 1881.

Mr. Carveth moved that the motion be laid on the table.

Mr. Greiner called for the yeas and nays.

The motion then prevailed, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Curtiss,	Mr. Monroe,	Mr. Smith, G. A.
Belknap,	Davis,	Moon,	Spencer,
Brown,	Edwards,	Phelps,	Stephenson,
Carpenter,	Francis,	Pulver,	Woodruff,
Carveth,	Kempf,	Shoemaker,	19

#### NAYS.

Mr. Davenport, Mr. Greiner, Mr. Hawley, Mr. Heisterman, 4  
The President announced that the hour for the special order had arrived.

#### SPECIAL ORDER.

On motion of Mr. S. W. Smith,

The Senate, with the President in the chair, considered as in committee of the whole,

Senate bill No. 376 (File No. 223), entitled

A bill to prevent deception in the manufacture and sale of dairy products and to preserve the public health,

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 376 (File No. 223), entitled

A bill to prevent deception in the manufacture and sale of dairy products and to preserve the public health,

Have made some progress therein, but not having gone through therewith, have directed their chairman to report that fact to the Senate and ask leave to sit again.

A. BUTTARS, *Chairman*.

Report accepted.

On motion of Mr. Brown,

The request of the committee for leave to sit again was granted.

On motion of Mr. Greiner,

The Senate took a recess until 2 o'clock P. M.

#### AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

The President announced that the hour for the special order had arrived.

## SPECIAL ORDER.

On motion of Mr. Manwaring,

The Senate, with the President in the chair, went into the committee of the whole on the special order for the consideration of

House bill No. 7 (File No. 3), entitled

A bill to provide for the penalty of death in certain cases of murder,

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

House bill No. 7 (File No. 3), entitled

A bill to provide for the penalty of death in certain cases of murder,

Have made some progress therein, but not having gone through therewith, have directed their chairman to report that fact to the Senate and ask leave to sit again.

A. BUTTARS, *Lieut. Governor, Chairman.*

On motion of Mr. Shoemaker,

The committee was granted permission to sit again.

On motion of Mr. Manwaring,

The Senate adjourned.

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*Lansing, Friday, May 15, 1885.*

The Senate met and was called to order by the President at 9 o'clock A. M.  
Prayer by Rev. Mr. Thompson.

Roll called: a quorum present.

On motion of Mr. Hertzler,

Leave of absence was granted to himself until Tuesday noon on account of sickness.

On motion of Mr. Spencer,

Leave of absence was granted to himself for Saturday.

On motion of Mr. Kempf,

Leave of absence was granted to himself until Monday noon at will.

On motion of Mr. Manwaring,

Leave of absence was granted to himself for this afternoon and Saturday.

On motion of Mr. Pennell,

Leave of absence was granted to himself indefinitely at will on account of sickness.

## PRESENTATION OF PETITIONS.

No. 728. By unanimous consent, ex-Senator J. W. Romeyn, of Detroit, was invited to address the Senate, which he did in a few well chosen words, closing by the presentation of a petition for a soldiers' home from Woman's Relief Corps from South Haven, Coral, Battle Creek, Muskegon, Stanton, Detroit, Berrien, Custer, Howell, St. Johns, Fentonville, Flint, Charlotte, Union City,

Owosso, Grand Rapids, Lakeview, Coldwater, and Webberville, signed by 511 ladies, members of said corps.

The petition was referred to the special joint committee on soldiers' home.

By unanimous consent,

Mr. S. W. Smith moved that the further consideration of

Senate bill No. 376 (File No. 223), entitled

A bill to prevent deception in the manufacture and sale of dairy products and to preserve the public health;

Be made a special order for Tuesday, May 19, at 2 o'clock P. M.

Which motion prevailed.

By unanimous consent,

Mr. Hawley moved that the further consideration of

House bill No. 7 (File No. 3), entitled

A bill to provide for the penalty of death in certain cases of murder,

Be made the special order for Tuesday, May 19, at 10.30 o'clock A. M.

Which motion prevailed.

#### REPORTS OF STANDING COMMITTEES.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 135, entitled

A bill to require all State officers, State institutions, boards and commissioners, to publish, in their reports, a list of their officers and employees, and their wages, salaries, and perquisites,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, and with the recommendation that it do lie on the table, and ask to be discharged from the further consideration of the subject.

FITCH PHELPS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Phelps,

The bill was laid on the table.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 182, entitled

A bill to provide for the safety of life and property in the city of Detroit,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and with the recommendation that it do lie on the table, and ask to be discharged from the further consideration of the subject.

FITCH PHELPS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Phelps,

The bill was laid on the table.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 243, entitled

A bill to authorize the Governor to appoint an expert book-keeper to examine the books of the board of auditors of Wayne county,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment,

and with the recommendation that it do lie on the table, and ask to be discharged from the further consideration of the subject.

FITCH PHELPS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Phelps,

The bill was laid on the table.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 251, entitled

A bill to establish an inebriate asylum,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and with the recommendation that it do lie on the table, and ask to be discharged from the further consideration of the subject.

FITCH PHELPS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Phelps,

The bill was laid on the table.

By the committee on public lands:

The committee on public lands, to whom was referred

House bill No. 693 (File No. 362), entitled

A bill to authorize the board of control of State swamp lands to cause the removal of jams or rafts of floodwood, and deepen the channel where necessary, in and from Newton Creek, in the township of Alpena, in the county of Alpena, and to appropriate not exceeding three sections of State swamp land to defray the cost thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

J. MANWARING, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Manwaring,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on public lands:

The committee on public lands, to whom was referred

House bill No. 585 (File No. 298), entitled

A bill to authorize and empower the board of control of State swamp lands to lay out, open and construct a drain or water course in the townships of Verona and Colfax, in the county of Huron, and to make an appropriation of swamp lands therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and without recommendation, and ask to be discharged from the further consideration of the subject.

JOSHUA MANWARING, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Manwaring,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on military affairs:

The committee on military affairs, to whom was referred

Senate bill No. 370, entitled

A bill to provide for an appropriation for the erection of a historical tablet on the battlefield of Gettysburg, commemorative of the services of Michigan troops of the First Army Corps, Army of the Potomac,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

HENRY WOODRUFF, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Woodruff,

The bill was laid on the table.

By the committee on military affairs:

The committee on military affairs, to whom was referred

House bill No. 45 (File 20), entitled

A bill to authorize the burial of the body of any honorably discharged ex-union soldier, sailor, or marine of this State who shall hereafter die without leaving means sufficient to defray funeral expenses,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

HENRY WOODRUFF *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on agricultural interests:

The committee on agricultural interests, to whom was referred

House bill No. 303 (File No. 278), entitled

A bill to provide for the incorporation of associations to engage in the business of breeding and raising blooded stock;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

MANSON CARPENTER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on agricultural interests:

The committee on agricultural interests, to whom was referred

House bill No. 180 (File No. 331), entitled

A bill to prevent accidents by line shafting used on fair grounds or other public places where machinery is running on exhibition,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amend-



ment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

MANSON CARPENTER, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 328, entitled

A bill to incorporate the village of Frankfort;

Also,

Senate bill No. 138, entitled

A bill to detach certain lands from the township of Portage, in the county of Houghton, and to attach the same to the township of Adams in said county.

J. W. BELKNAP, *Chairman*.

Report accepted.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 679 (File No. 191), entitled

A bill to amend act No. 26, laws of 1873, "An act to prevent and punish offenders for the adulteration of milk and the products made therefrom, and to repeal an act entitled 'An act to prevent the adulteration of milk, and to prevent the traffic in unwholesome milk,' approved March 31, 1871," being section 2224 of Howell's Annotated Statutes, by adding a section thereto to stand as section 2,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and without recommendation, except that the bill be placed on the general order and referred to the committee of the whole, and ask to be discharged from the further consideration of the subject.

FITCH PHELPS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Phelps,

The bill was referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }  
Lansing, May 14, 1885. }

*To the Senate:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

Senate bill No. 317 (File No. 169), being

An act to provide for assigning errors on the charge of any circuit court given to the jury in any civil or criminal suit, action or proceeding;

Also,

Senate bill No. 6 (File No. 3), being

An act to amend section 6 of act No. 558 of the public acts of 1879, being section 8382 of Howell's Annotated Statutes, relative to the enforcement of liens of mechanics and others;

Also,

Senate bill No. 138, being

An act to detach certain lands from the township of Portage in the county of Houghton, and to attach the same to the township of Adams, in said county;

Also,

Senate bill No. 328, being

An act to incorporate the village of Frankfort.

RUSSELL A. ALGER, *Governor*.

The message was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 14, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 18 (File No. 83), entitled

A bill to secure the minority of stockholders, in corporations organized under general laws, the power of electing a representative membership in boards of directors;

Which passed the House March 18, 1885, as will appear by message of that date, and which passed the Senate April 24, 1885, as appears by the message from the Senate dated April 28, and which was returned to the House by the Governor without his approval May 5, his objections thereto being as follows:

EXECUTIVE OFFICE, }  
Lansing, May 5, 1885. }

*Gentlemen of the House of Representatives:*

I herewith return to you without my approval and signature,

House bill No. 18, being File No. 83], entitled

“A bill to secure the minority of stockholders in corporations organized under the general laws, the power of electing a representative membership in boards of directors,”

For the following reasons: I do not think the provisions of any existing laws in this State are open to a construction which gives to the State the right to so amend laws for the organization of corporations as to change the rights of those who have associated under them as between themselves. Corporations so formed should of course be controlled by the authority from which they emanate as against any acts of wrong doing, but for no other. For instance, it seems to me it would be entirely competent for the Legislature to enact laws permitting stockholders at all times to attend meetings of directors, and compel directors to notify them of such meetings before they are to be held; also that all books of corporations should be open at all times for stockholders to examine. This could not be construed as taking away any rights; it might prevent any wrong being done, but it is not taking away a man's rights to prevent him from wrong doing.

Existing corporations have been formed by permission of the State, giving them rights to regulate their election of officers, and the conduct of their business generally, and the right being so given, of course the State is not a party interested any further, and I do not believe that it has the power to take rights so given away, nor to transfer from one man his rights to another who does not possess that right.

In the formation of corporations the State is a party to the agreement, and

it cannot violate it, in my opinion, any more than the individuals forming the corporations. To attempt such an act would be an invasion upon vested rights, and a bad example for a great State to set before its citizens, and, in my judgment, would work a great injury to its credit as well.

Much has been said about the existence of minority representation laws in the States of Illinois, Pennsylvania, New York, West Virginia, Nebraska, and Missouri, and of their successful and satisfactory operation.

I have caused the laws on this subject in these States to be quite thoroughly examined, and have been unable to find a single instance where the law, when enacted, applied to corporations then in existence.

In the State of Illinois laws of 1871-2, page 296, reads as follows:

"SECTION 1. Be it enacted," etc., "that corporations *may be formed* in the manner provided by this act," etc.

"SECTION 3. In all elections for directors or managers of corporations organized *under this act*," etc., showing conclusively that this law applied only to corporations organized after its enactment.

Pennsylvania laws of 1874, page 73, act No. 32, "Providing for the incorporation and regulation of certain corporations," reads:

"SECTION 1. Be it enacted, that corporations *may be formed under* the provisions of this act by the voluntary association of five or more persons for the purposes and in the manner mentioned herein, and *when so formed* each of them by virtue of its existence as such shall have the following powers, unless otherwise especially provided."

"SEC. 10. In all elections of directors, managers, or trustees of any corporations created *under the provisions of this statute or accepting its provisions*, each member or stockholder *may cast his vote*," etc.

In the State of New York laws of 1875, chapter 611, I find an act to provide for the organization and regulation of certain business corporations.

"SECTION 1. Corporations *may be organized* under the provisions of this act for carrying on any lawful business," etc.

Section 26 provides for electing directors, and *allows*, by the words "shall be entitled to," stockholders to cumulate their votes. In all the States mentioned, so far as I have been able to learn, corporations or companies who elect directors by cumulative votes are those who were organized *after* the laws were created under which they were organized.

So far as the justice or injustice of this principle is concerned, I cannot see that we have any *right* to consider it. The question is simply whether the State has or has not the legal right to take from a corporation privileges heretofore granted, unless the corporation violates some provision of its charter or of the law.

Could I make it consistent with my views in the matter I should most cheerfully approve this act.

I believe thoroughly in the principle, and unless this shall become a law, notwithstanding these objections, I shall in my retiring message strongly urge that a law similar to this be enacted, but to affect only corporations organized under it, and then people who associate themselves together will have due notice of the existence of the law under which they are organized.

RUSSELL A. ALGER.

And now to inform the Senate that the said bill has passed the House of Representatives, the objections of the Governor to the contrary notwithstanding.

ing, by a two-thirds majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Hawley moved to reconsider the vote by which the Senate passed the bill,

Which motion prevailed.

The question being on the passage of the bill, notwithstanding the objections of the Governor,

On motion of Mr. Hawley,

The bill was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 14, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled joint resolution:

Senate joint resolution No. 15 (File No. 12), entitled

Joint resolution extending the time for the completion of the Marquette, Houghton & Ontonagon railroad;

And to inform the Senate that the House has amended the same as follows:

Amend the resolution by inserting in line 3 after the date "May 1, 1877," the following proviso: "*Provided*, That said Company shall be required to build at least ten miles of said road westward from the village of L'Anse Baraga county, before the first day of July, 1886;"

In the passage of which as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Manwaring moved that the Senate concur in the amendments made to the joint resolution by the House;

Which motion prevailed, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Francis,	Mr. Kempf,	Mr. Shoemaker,
Belknap,	Greiner,	Manwaring,	Smith, G. A.,
Brown,	Hawley,	Monroe,	Smith, S. W.,
Carpenter,	Heisterman,	Moon,	Spencer,
Carveth,	Henry,	Phelps,	Stephenson,
Curtiss,	Hertzler,	Pulver,	Woodruff,
Edwards,	Hueston,	Sherwood,	27

#### NAYS.

Mr. Davenport,	Mr. Davis,	2
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The joint resolution was then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 14, 1885. }

*To the President of the Senate :*

SIR—I am instructed by the House to return to the Senate the following entitled bill :

Senate bill No. 285 (manuscript), entitled

A bill to suspend the operation of section 4024 of the compiled laws of 1871, being compiler's section 5478 of Howell's Annotated Statutes, in certain cases, for a period of five years from the first day of January, A. D. 1886 ;

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }  
Lansing, May 14, 1885. }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following entitled bill :

House bill No. 601 (File No. 343), entitled

A bill to provide for the preparation, publication, and distribution of a legislative manual, annually ;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives*

The bill was read a first and second time by its title, and

On motion of Mr. Carveth,

The bill was laid on the table.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }  
Lansing, May 14, 1885. }

*To the President of the Senate :*

SIR—I am instructed by the House to return to the Senate the following entitled bill :

Senate bill No. 103 (File No. 173), entitled

A bill to amend section 18 of chapter 266 of the compiled laws of 1871, being section 9651 of Howell's Annotated Statutes, relative to the inspection of county jails and the regulation thereof ;

And to inform the Senate that the House has amended the bill as follows :

Amend section 18, line 5, by striking out the words "the board of corrections and charities," and inserting in lieu thereof the word "State ;"

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

Mr. Manwaring moved that the Senate concur in the amendments made to the bill by the House.

Pending which,

On motion of Mr. Shoemaker,

The bill was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 14, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 376 (File No. 279), entitled

A bill providing for the employment, defining the duties, and fixing the compensation of a stenographer for the 9th judicial district;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 14, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 185 (File No. 164), entitled

A bill to provide for the appointment, compensation, and duties of a stenographer for the 16th judicial circuit;

And to inform the Senate that the House has amended the same as follows:

By striking out all of section 5 of the bill and inserting the following to stand as section 5:

“SEC. 5. In case the counsel for either party to a suit shall desire a transcript of the whole or a part of the testimony or proceedings in any case for the purpose of moving for a new trial or removing it to the Supreme Court, it shall be the duty of the stenographer so appointed to furnish the same within a reasonable time, and he shall be entitled to receive therefor from the party so requiring it the sum of six (6) cents per folio for each folio so transcribed. And the money so paid the stenographer shall be recovered as a part of the taxable costs of the party in such motion or in the Supreme Court: *Provided* however, that if the said judge shall direct a copy of the testimony upon any trial to be made, the stenographer shall make and file the same within the time specified by said judge, without costs to either party, and such transcripts shall be deemed the official records of the court;”

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Pending concurrence in the amendments made to the bill by the House,  
 On motion of Mr. Manwaring,  
 The bill was laid on the table.  
 The President called the President *pro tem.* to the chair.

#### MOTIONS AND RESOLUTIONS.

Mr. Hawley moved to take from the table  
 House bill No. 36 (File No. 18), entitled  
 A bill to amend section 8 of chapter 179 of compiled laws of 1871, being  
 compiler's section 5532, relative to criminal proceedings before justices of the  
 peace;

Which motion prevailed.

On motion of Mr. Hawley,

The bill was referred to the committee of the whole and placed on the  
 general order.

Mr. Monroe offered the following resolution:

*Resolved*, That for the balance of the session, no Senator shall occupy more  
 than five minutes in discussing any question at any one time. The President  
 of the Senate and chairman of the committee of the whole are hereby author-  
 ized to strictly enforce this rule.

The question being on the adoption of the resolution,

Mr. Hawley moved that the resolution be laid on the table.

Mr. Manwaring called for the yeas and nays.

The motion to table then did not prevail by yeas and nays as follows:

#### YEAS.

Mr. Austin,	Mr. Hawley,	Mr. Hueston,	Mr. Pulver,	
Edwards,	Heisterman,	Kempf,	Sherwood,	
Greiner,	Hertzler,	Manwaring,		11

#### NAYS.

Mr. Brown,	Mr. Davenport,	Mr. Phelps,	Mr. Spencer,	
Carpenter,	Davis,	Shoemaker,	Stephenson,	
Carveth,	Francis,	Smith, G. A.,	Woodruff,	
Oline,	Monroe,	Smith, S. W.,	President	
Curtiss,	Moon,		<i>pro tem.</i>	18

Mr. Brown moved to amend the resolution by striking out the word "five"  
 and inserting in lieu thereof the word "ten;"

Which was accepted.

The resolution as amended was then adopted.

#### THIRD READING OF BILLS.

House bill No. 122 (File No. 167), entitled

A bill to provide for the compulsory reformatory education of juvenile  
 disorderly persons;

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Curtiss moved to amend the bill as follows:

1. By inserting in section 6, line 6, after the word "recorder's" the words  
 "or police;"

2. By inserting in same section, line 7, after the word "recorder's" the  
 words "or police;"

3. By inserting in same line after the words "justice of the peace" the words "police judge;"

4. By inserting in same section, line 28, after the words "justice of the peace" the words "police judge;"

Which motion prevailed, and the bill was so amended.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Heisterman,	Mr. Monroe,
Brown,	Davis,	Henry,	Moon,
Carpenter,	Edwards,	Hubbell,	Phelps,
Carveth,	Francis,	Hueston,	Woodruff,
Cline,	Greiner,	Kempf,	President
Curtiss,	Hawley,	Manwaring,	<i>pro tem</i> , 23

## NAYS.

Mr. Pulver,	Mr. Smith, G. A.,	2
Title agreed to.		

## SPECIAL ORDER.

The President *pro tem.* announced that the hour had arrived for the special order, being the consideration of

House bill No. 487 (File No. 280), entitled

A bill to detach certain territory from the counties of Cheboygan and Presque Isle, and to organize the same into a new county, to be called Sumner county, and to detach certain territory from Presque Isle county and attach the same to Cheboygan county,

On motion of Mr. Henry,

The Senate went into the committee of the whole on the general order, with the President *pro tem.* in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have also had under consideration the following: House bill No. 481 (File No. 286), entitled

A bill to detach certain territory from the counties of Cheboygan and Presque Isle, and to organize the same into a new county to be called Sumner county, and to detach certain territory from Presque Isle county and attach the same to Cheboygan county;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

J. W. BELKNAP, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Manwaring,

The Senate concurred in the amendments made to the bill by the committee. The bill was then placed on the order of third reading of bills.

On motion of Mr. Manwaring,

The Senate took a recess until 2 o'clock P. M.



## AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President *pro tem*.  
Roll called : a quorum present.

## REPORTS OF STANDING COMMITTEES.

By the committee on public health :

The committee on public health, to whom was referred

House bill No. 106 (File No. 330), entitled

A bill to amend act No. 351 of the session laws of 1879, entitled "An act to prevent the sale of unsound meat or provisions in the city of Detroit," approved April 19, 1879, as amended by act No. 419 of the session laws of 1881, and to add a new section thereto to be known as section 9 of said act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAMES HUESTON, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on public health :

The committee on public health, to whom was referred

Senate bill No. 378, entitled

A bill to amend sections 1625 and 1626, Howell's Statutes, being sections 4 and 5, act No. 81, laws of 1873, being an act entitled "An act to establish a State Board of Health, to provide for the appointment of a superintendent of vital statistics, and to assign certain duties to local boards of health,"

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

JAMES HUESTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hueston,

The bill was laid on the table.

By the committee on engrossment and enrollment :

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following :

Senate bill No. 285, entitled,

A bill to suspend the operation of section 4024 of the compiled laws of 1871, being compiler's section 5478 of Howell's Annotated Statutes, in certain cases, for a period of five years from the first day of January, A. D. 1886 ;

Also,

Senate joint resolution No. 15 (File No. 12), entitled

Joint resolution extending the time for the completion of the Marquette, Houghton and Ontonagon railroad.

J. W. BELKNAP, *Chairman*.

Report accepted.

## REPORT OF SELECT COMMITTEES.

The President *pro tem.* announced the following:

*To the Senate and House of Representatives:*

Your joint committee appointed under Senate joint resolution, File No. 16, to investigate and report as to the feasibility of establishing one or more homes for disabled soldiers, sailors, and marines in this State, respectfully report as follows:

The committee have visited Wyandotte, Dearborn, Mt. Clemens, Port Huron, Saginaw, Bay Springs, Big Rapids, Muskegon, Grand Rapids, Battle Creek, Cassopolis, St. Joseph, Holland, Ionia, Owosso, Hillsdale and Jackson.

At most of these places the committee have been shown desirable sites; and at most of the places the citizens have offered to donate a certain quantity of land, all of which will more fully appear in the written propositions which your committee have received. We have also received certain propositions from individuals and cities for sites, which the committee were unable to visit.

As to the necessity for a soldiers' home in Michigan, your committee are unanimously of the opinion that such necessity is great. During the past winter there have been accommodated in the poor-houses of this State, 461 veterans of the late war, for a longer or shorter period, and about one hundred have been cared for by the different posts of the Grand Army of the Republic. These men cannot be taken care of in national homes established by the United States, for two reasons: 1st. The national homes are already filled to their full capacity; and 2nd. The great majority of disabled soldiers and sailors in Michigan are not eligible to accommodation in the national homes, for the reason that their disabilities are not the result of any injury received during the war. The duty of the State of Michigan to care for their distressed and disabled soldiers is an imperative one. Every feeling of gratitude and humanity appeals to the State to take immediate steps to cherish and protect our disabled soldiers and sailors in a comfortable manner, not as public paupers, but as the honored and respected wards of the State.

Everywhere the committee have been, the sentiment of the people has been unanimous in favor of the establishment of a soldiers' home. Your committee have been attended at each place by officials and prominent citizens, and in every instance resolutions have been passed urging the State to take immediate action toward providing for our disabled veterans.

In regard to the feasibility of the Dearborn arsenal property as a location for a soldiers' home, your committee would respectfully report that it is a matter of conjecture whether the State could procure a donation of the property from the general government, but the probabilities are that it may be obtained; nevertheless, it would be some months before it could be positively known whether the United States government would donate the property to the State. Even if the property could be procured, its present condition would demand the outlay of a large sum of money to put it in a suitable condition for the accommodation of soldiers. In view of these considerations, and of the fact that equally as good sites have been offered free in other parts of the State, and of the necessity for immediate action, your committee believe that the inducements for the location of the home at Dearborn are not as great as at some other localities.

JAMES HUESTON,  
*Chairman Senate Committee.*  
JOHN NORTHWOOD,  
*Chairman House Committee.*

Report accepted and committee discharged.

On motion of Mr. Pulver,

Leave of absence was granted to himself for the day on account of sickness.

#### MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE, }  
Lansing, May 15, 1885. }

*To the Senate:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

[Senate joint resolution No. 15, File No. 12, being]

Joint resolution extending the time for the completion of the Marquette, Houghton & Ontonagon Railroad.

RUSSELL A. ALGER.

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 15, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:  
House bill No. 383, entitled

A bill to define and consolidate school district No. 1 and 4, in the township of Rich, Lapeer county;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives,*

The bill was read a first and second time by its title and referred to the committee on education and public schools.

#### MOTIONS AND RESOLUTIONS.

Mr. Austin offered the following resolution:

*Resolved, That*

House bill No. 494 (File No. 232) entitled

A bill to provide for the taxation of railway companies organized and existing under any special act or acts of incorporation or which have heretofore been taxed under any special act or acts, and to repeal all acts or parts of acts inconsistent with the provisions of this act,

Now under consideration by the committee on railroads, be referred to the committee on the judiciary jointly with said committee on railroads;

Which was adopted.

Mr. Stephenson moved to take from the table

Senate bill No. 130 (File 163), entitled

A bill to confirm the sale of certain swamp lands to Martha M. Ingalls, and patent No. 25810 issued to her upon such sale;

Which motion prevailed.

The bill having been read a third time, and the question being upon a motion to recommit the bill to the committee of the whole,

The motion did not prevail.

The question being on the passage of the bill, after a long discussion,

Mr. Cline moved that the bill be laid on the table;

Which motion did not prevail.

After further consideration,

On motion of Mr. Davenport,

The bill was laid on the table.

Mr. Hubbell moved that the committee on engrossment and enrollment be discharged from the further consideration of

Senate bill No. 285, entitled,

A bill to suspend the operation of section 4024 of the compiled laws of 1871, being compiler's section 5478 of Howell's Annotated Statutes, in certain cases, for a period of five years from the first day of January, A. D. 1886;

Which motion prevailed.

Whereupon the following report was made:

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment to whom was referred

Senate bill No. 285, entitled

A bill to suspend the operation of section 4024 of the compiled laws of 1871, being compiler's section 5478 of Howell's Annotated Statutes, in certain cases, for a period of five years from the first day of January, A. D. 1886,

Respectfully report the same back to the Senate in accordance with instructions.

J. W. BELKNAP, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The bill was laid on the table.

#### GENERAL ORDER.

On motion of Mr. Shoemaker,

The Senate went into committee of the whole on the general order,

Mr. Carveth in the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

#### I.

The committee of the whole have had under consideration the following:

Senate bill No. 123 (File No. 144), entitled

A bill to amend section 2 of chapter 165 of the compiled laws of 1871, being section 6109 of Howell's Annotated Statutes, relative to adjournment of sales of real estate on execution;

Senate bill No. 122 (File No. 145), entitled

A bill to amend section 3 of act No. 193 of the session laws of 1867, being section 8020 of Howell's Annotated Statutes of 1882, relative to attachment;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate and recommend their passage.

#### II.

The committee of the whole have also had under consideration the following:

Senate bill No. 226 (File No. 62), entitled

A bill to amend sections 13, 15, and 17 of Article 4 of act No. 198 of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State, and the several acts amendatory thereof," and to add two new sections thereto to stand as sections 22 and 23, for the prevention of trespassing on railroad tracts and providing penalties for violations of subdivision fifth, section 9, of Article 2 of said act No. 198, session laws of 1871,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

JOHN CARVETH, *Chairman.*

Report accepted and committee discharged.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Carveth,

The Senate concurred in the amendments made to the second named bill by the committee.

On motion of Mr. Austin,

The bill as amended was ordered re-printed and placed on the order of third reading of bills.

On motion of Mr. Brown,

The Senate adjourned until Monday evening at 8 o'clock.

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*Lansing, Monday, May 18, 1885.*

The Senate met and was called to order by the Secretary at 8 o'clock P. M.

Prayer by the Rev. Mr. Jameson.

Roll called: a quorum present.

On motion of Mr. Carveth,

Senator Shoemaker was elected temporary President.

Absent without leave: Senators Austin, Belknap, Oline, Curtiss, Davenport, Davis, Greiner, Henry, Monroe, Moon, Sherwood, Spencer, and Woodruff.

On motion of Mr. Hawley,

The Senate adjourned.

*Lansing, Tuesday, May 19, 1885.*

The Senate met and was called to order by the President at 9 o'clock A. M.  
Roll called: a quorum present.

#### PETITIONS.

No. 729. By Mr. Hawley: Petition of John Greusel and 351 others of Detroit, for the passage of House bill File No. 268;

No. 730. By the same: Remonstrance of G. W. Loyd and 35 others, against the passage of House bill File No. 268;

The two petitions were referred to the committee on cities and villages.

#### REPORTS OF STANDING COMMITTEES.

By the special committee on drainage:

The special committee on drainage, to whom was referred

Senate bill No. 338 (File No. 123), entitled

A bill to amend certain enumerated sections of an act entitled "An act to revise and consolidate the laws of this State providing for the drainage of swamps, marshes, and other low lands, and to repeal the acts of March 22, 1869, and April 13, 1871, known as the county drain law and the township drain law, being act No. 267 of the session laws of 1881," approved June 11 1881,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, that the bill be reprinted, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

EDW'D E. EDWARDS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Edwards,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered reprinted, referred to the committee of the whole, and placed on the general order.

#### THIRD READING OF BILLS.

House bill No. 660 (File No. 358), entitled

A bill making appropriation for the support of the State House of Correction at Ionia, and making improvements at that institution,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Austin,	Mr. Davis,	Mr. Hubbell,	Mr. Phelps,
Belknap,	Edwards,	Hueston,	Sherwood,
Brown,	Francis,	Kempf,	Smith, G. A.,
Carpenter,	Greiner,	Manwaring,	Spencer,
Cline,	Hawley,	Monroe,	Stephenson,
Curtiss,	Heisterman,	Moon,	Woodruff,
Davenport,	Henry,	Pennell,	

## NAYS.

0

Title agreed to.

On motion of Mr. G. A. Smith,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 194 (File No. 268), entitled

A bill to establish a board of building inspectors in and for the city of Detroit, and to define its powers and duties,

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Hawley moved to amend the bill as follows :

By adding a new section thereto to stand as section 13, as follows :

SEC. 13. All acts or parts of acts in conflict with the provisions of this act are hereby repealed ;

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hueston,	Mr. Shoemaker,	
Belknap,	Francis,	Kempf,	Smith, G. A.,	
Brown,	Greiner,	Manwaring,	Smith, S. W.,	
Carpenter,	Hawley,	Moon,	Spencer,	
Cline,	Heisterman,	Phelps,	Stephenson,	
Curtiss,	Henry,	Pulver,	Woodruff,	
Davenport,	Hubbell,	Sherwood,		27
				0

## NAYS.

Title agreed to.

House bill No. 487 (File No. 280), entitled

A bill to detach certain territory from the counties of Cheboygan and Presque Isle and to organize the same into a new county to be called Sumner county, and to detach certain territory from Presque Isle county and attach the same to Cheboygan county.

Pending the third reading of the bill,

On motion of Mr. Hueston,

The bill was laid on the table.

Senate bill No. 123 (File No. 144), entitled

A bill to amend section two of chapter 165 of the compiled laws of 1871, being section 6109 of Howell's Annotated Statutes, relative to adjournment of sales of real estate on execution,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Kempf,	Mr. Sherwood,	
Belknap,	Francis,	Manwaring,	Shoemaker,	
Brown,	Greiner,	Monroe,	Smith, G. A.,	
Carpenter,	Hawley,	Moon,	Smith, S. W.,	
Cline,	Heisterman,	Pennell,	Spencer,	
Curtiss,	Henry,	Phelps,	Stephenson,	
Davenport,	Hubbell,	Pulver,	Woodruff,	
Davis,	Hueston,			30
				0

## NAYS.

Title agreed to.

Senate bill No. 122 (File No. 145), entitled

A bill to amend section 3 of act No. 193 of the session laws of 1867, being section 8020 of Howell's Annotated Statutes of 1882, relative to attachment,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Kempf,	Mr. Sherwood,
Belknap,	Francis,	Manwaring,	Shoemaker,
Brown,	Greiner,	Monroe,	Smith, G. A.,
Carpenter,	Hawley,	Moon,	Smith, S. W.,
Cline,	Heisterman,	Pennell,	Spencer,
Curtiss,	Henry,	Phelps,	Stephenson,
Davenport,	Hubbell,	Pulver,	Woodruff,
Davis,	Hueston,		

30

#### NAYS.

0

Title agreed to.

Mr. Belknap moved to take from the table

House bill No. 601 (File No. 343), entitled

A bill to provide for the preparation, publication, and distribution of a legislative manual, annually;

Which motion prevailed.

On motion of Mr. Belknap,

The bill was referred to the committee on printing.

Mr. Hawley moved that the rules be suspended for the purpose of discharging the committee of the whole from the further consideration of certain bills;

Which motion did not prevail.

#### GENERAL ORDER.

On motion of Mr. Shoemaker,

The Senate went into committee of the whole, on the general order,

Mr. Hawley in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

#### I.

The committee of the whole have had under consideration the following:

Senate joint resolution No. 8 (File No. 20), entitled

Joint resolution for the relief of Albert Manypenny;

Senate bill No. 196 (File No. 174), entitled

A bill to amend sections 6947 and 6948 of Howell's Annotated Statutes, being compiler's sections 5382 and 5383 of the compiled laws of 1871, relative to assignment of judgments in justices' courts;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

#### II.

The committee of the whole have also had under consideration the following:

Senate bill No. 157 (File No. 109), entitled

A bill to amend Sec. 15 of chapter 259 of the compiled laws of 1871, being section 9468 of Howell's Annotated Statutes, relative to the exclusion of witnesses and spectators during trials before magistrates;



Senate bill No. 310 (File No. 166), entitled

A bill to amend sections 10 and 12 of chapter 268, compiled laws of 1871, being compiler's sections 8135 and 8137, as amended by act 84, public acts of 1877, relative to the Reform School, being sections 9317 and 9319 of Howell's Annotated Statutes of 1882;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

### III.

The committee of the whole have also had under consideration the following:

Senate bill No. 98 (file No. 120), entitled

A bill to secure to women citizens who are otherwise qualified the right to vote in school, town, city, and other municipal elections,

Have directed their chairman to report the same back to the Senate, with the recommendation that it be laid on the table.

T. D. HAWLEY, *Chairman.*

Report accepted and committee discharged.

The first named joint resolution and bill were placed on the order of third reading of bills.

On motion of Mr. Hawley,

The Senate concurred in the amendments made by the committee to the second named bills, and the same were placed on the order of third reading of bills.

On motion of Mr. Hawley,

The Senate concurred in the recommendation of the committee regarding the third named bill, and the same was laid on the table.

### SPECIAL ORDER.

The President announced that the hour for the special order had arrived, being the further consideration of

House bill No. 7 (File No. 3), entitled

A bill to provide for the penalty of death in certain cases of murder.

On motion of Mr. Manwaring,

The Senate went into committee of the whole, on the special order, with the President in the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration

House bill No. 7 (File No. 3), entitled

A bill to provide for the penalty of death in certain cases of murder,

Have made some progress therein, but not having gone through therewith, have directed their chairman to report that fact to the Senate and ask leave to sit again.

A. BUTTARS, *Lieut. Gov., Chairman.*

Report accepted.

On motion of Mr. Hawley,

The further consideration of said bill was made a special order for May 20, at 2 o'clock P. M.

On motion of Mr. Sherwood,

The Senate took a recess until 2 o'clock P. M.

## AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called : a quorum present.

Mr. Hawley moved that the special order for this hour, being the consideration of

Senate bill No. 376 (File No. 223), entitled

A bill to prevent deception in the manufacture and sale of dairy products and to preserve the public health,

Be postponed until Wednesday, May 20, at 10 o'clock A. M. ;

Which motion prevailed.

## REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages :

The committee on cities and villages, to whom was referred

Senate bill No. 241 (File No. 127), entitled

A bill to amend sections 7, 67, 68, 69, 70, 75, 145, 147, 148, and 150 of act No. 192 of the session laws of 1861, entitled "An act to incorporate the city of Pontiac," approved March 15, 1861, as amended by the several acts amendatory thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, asking to have said bill printed and re-referred to the committee.

WM. H. FRANCIS, *Chairman*.

Report accepted and on motion of Mr. Francis,

The bill was ordered printed and re-referred to the committee.

## GENERAL ORDER.

On motion of Mr. Shoemaker,

The Senate went into committee of the whole on the general order,

Mr. Kempf in the chair.

After some time spent therein, the committee rose, and through their chairman made the following report :

## I.

The committee of the whole have had under consideration the following :

Senate bill No. 296 (File No. 103), entitled

A bill making an appropriation of State swamp lands to aid the county of Jackson in straightening and opening a channel or outlet for Portage Lake, and to authorize a tax to complete the same, and to repeal act No. 132 of the session laws of 1881, entitled "An act to authorize and empower the board of control of State swamp lands to make an appropriation of swamp lands to drain certain overflowed lands in Jackson county," approved May 10, 1881 ;

House bill No. 83 (File No. 256), entitled

A bill to define the qualifications of deputy sheriffs and under sheriffs to be hereafter appointed in this State ;

House bill No. 181 (File No. 103), entitled

A bill to amend section 5, of chapter 173, of the compiled laws of 1871, entitled "An act to amend chapter 93, of the revised statutes of 1846, entitled 'Of courts held by justices of the peace,'" the same being section 6818, of Howell's Annotated Statutes ;

House bill No. 684 (File No. 260), entitled

A bill to require prosecuting attorneys in each county to furnish the attorney general with a statement of the case and briefs in all criminal cases and proceedings removed from their counties to the supreme court;

House bill No. 450 (File No. 249), entitled

A bill to protect defendants when they have given notice of set-off;

House bill No. 334 (File No. 189), entitled

A bill to amend section 30 of chapter 153 of the revised statutes of 1846; being section 7539 of the compiled laws of 1871,

House bill No. 554 (File No. 195), entitled

A bill making it a felony to manufacture, buy, sell, furnish, or cause to be furnished, or have in possession any nitro-glycerine, dynamite, giant powder or any other dangerous explosive material for unlawful purposes, and to provide a punishment for the same;

House bill No. 366 (File No. 171), entitled

A bill to amend sections 80 and 81, of chapter 247 of Howell's Annotated Statutes, being compiler's sections 6670 and 6671, relative to proceedings against absent, concealed, and non-resident defendants, in courts of chancery;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

Senate bill No. 141 (File No. 217), entitled

A bill to provide for bringing suits against coöperative and mutual insurance societies and associations organized under the laws of other States or territories and doing business in this State;

House bill No. 142 (File No. 96), entitled

A bill to amend sections 50 and 51 of act No. 180 of the session laws of 1875, also compiler's sections 6255 of the compiled laws of 1871, said sections being continuous sections 7836, 7837, 7838, and 7839 of Howell's Annotated Statutes, relative to the action of ejectment;

House bill No. 350 (File No. 188), entitled

A bill to amend section 1 of act No. 18 of the session laws of 1877, being compiler's section 6747 of Howell's Annotated Statutes of Michigan, relative to sales of lands in pursuance of decrees in chancery;

House bill No. 390 (File No. 281), entitled

A bill to establish the police court of the city of Detroit;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

## III.

The committee of the whole have also had under consideration the following:

House bill No. 523 (File No. 255), entitled

A bill to amend section 163 of chapter 178 of the compiled laws of 1871, being section 6976 of Howell's Annotated Statutes, relative to courts held by justices of the peace;

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

R. KEMPF, *Chairman.*

Report accepted and committee discharged.

The first eight named bills were placed on the order of third reading of bills.

On motion of Mr. Pennell,

The Senate concurred in the amendments made by the committee to the four second named bills, and the same were placed on the order of third reading of bills.

On motion of Mr. Hueston,

The Senate concurred in the action of the committee of the whole in striking out all after the enacting clause of the third named bill.

On motion of Mr. Hueston,

The title and enacting clause of the third named bill were laid on the table.

On motion of Mr. Cline,

The Senate adjourned.

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*Lansing, Wednesday, May 20, 1885.*

The Senate met and was called to order by the President at 9 o'clock A. M.

Prayer by the Rev. Mr. Ford.

Roll called: a quorum present.

Absent without leave: Senators Henry and Spencer.

On motion of Mr. Belknap,

Leave of absence was granted to Mr. Spencer for the day.

On motion of Mr. Manwaring,

Leave of absence was granted to Mr. Henry for the forenoon's session.

#### PETITIONS.

No. 731. By Mr. Sherwood: Memorial of 115 veterans of the late war of the rebellion, citizens of Cass county, asking for the passage of House bill No. 45, providing for the burial of honorably discharged Union soldiers, sailors and marines who shall hereafter die without leaving means sufficient for funeral expenses.

On motion of Mr. Sherwood,

The memorial was ordered printed in the Journal and referred to the committee on military affairs.

The following is the memorial:

*To the Honorable Senate of the State of Michigan:*

We, the undersigned soldiers in the late rebellion, now citizens of Cass county, respectfully request your honorable body to take some action toward passing the bill (No. 45), referring to counties' burial of indigent soldiers. Said bill passed the House without a dissenting vote. We do not wish to have our comrades help fill the pickling-vats at medical colleges; think they deserve better treatment at the hands of a government they helped save.

## REPORTS OF STANDING COMMITTEES.

By the committee on agricultural interests:

The committee on agricultural interests, to whom was referred  
House bill No. 477 (File No. 177), entitled

A bill to authorize the Kent County Agricultural Society to dispose of certain property and invest the proceeds,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

MANSON CARPENTER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on military affairs:

The committee on military affairs, to whom was referred

Senate bill No. 327, entitled

A bill to authorize the enlistment, organization, equipment, and mustering into the State service of a military company at the city of Menominee, county of Menominee, and State of Michigan, to be attached to one of the regiments of State troops,

And

Senate bill No. 368, entitled

A bill authorizing the enlistment, organization, equipping, and mustering into the State service, of a military company at the city of Muskegon, and State of Michigan, to be attached to one of the regiments of State troops,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the accompanying substitute therefor, entitled

A bill to authorize the enlistment, organization, equipment, and mustering into the State service of military companies at Menominee, Muskegon, Detroit, Jackson, and Grand Rapids, in the State of Michigan, to be attached to the regiments of State troops,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

H. WOODRUFF, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Woodruff,

The Senate concurred in the adoption of the substitute reported for the bills by the committee.

The bill as substituted was ordered printed, referred to the committee of the whole and placed on the general order.

## COMMUNICATIONS FROM STATE OFFICERS.

DEPARTMENT OF STATE, }  
LANSING, May 18, 1885. }

To the Honorable, the Legislature of the State of Michigan:

The Board of State Auditors, to whom was referred, by concurrent resolution, approved April 2, 1885, the matter of lighting the Capitol and Capitol grounds, would respectfully report that they have had the matter under careful consideration, and from the best information obtainable in the somewhat

limited time allowed for this report, they find that the probable cost of the installation of an electric light plant of sufficient size for properly lighting the Capitol and grounds would be from \$20,000 to \$31,000, depending somewhat on the quality of the light and the thoroughness of its distribution, and that the expense of maintaining and operating the said plant would be about \$550 per year.

It must be borne in mind that these estimates are only approximately correct, as the Board felt warranted in asking only for estimates and not bids.

The amount paid for gas for the years 1883 and 1884 was \$10,069.57.

All of which is respectfully submitted.

H. A. CONANT,

E. H. BUTLER,

M. S. NEWELL,

*Board of State Auditors.*

The communication was referred to the committees on State capitol and public buildings and appropriations and finance jointly.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 19, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 162 (File No. 122), entitled

A bill to amend chapter 245 of the compiled laws of 1871, being chapter 318, of title 39, of Howell's Annotated Statutes, relative to "offenses against property," and to stand as section 9176a,

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 19, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bills:

1. Senate bill No. 110 (manuscript), entitled

A bill to amend act No. 28 of the session laws of 1877, approved March 9, 1877, entitled "An act to provide for the appointment of an assistant prosecuting attorney for the county of Wayne," by adding a new section thereto to stand as section 7;

2. Senate bill No. 383 (File No. 137), entitled

A bill to authorize and empower the board of supervisors of Jackson county, and the Jackson county agricultural society to sell the grounds in the city of Jackson known as the fair grounds, and to purchase other grounds to be used as public grounds and grounds for holding agricultural and other fairs;

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bills were referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {  
*Lansing, May 19, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 492 (File No. 383), entitled

A bill to amend sections 4 and 7 of chapter 3, section 5 of chapter 11, and to repeal section 14 of chapter 12 of act No. 10 of the session laws of 1882, being an act to amend sections 4, 5, and 8 of chapter 2, sections 4 and 7 of chapter 3, section 3 of chapter 4, and sections 5 and 13 of chapter 11, and to add a new section to chapter 12 to stand as section 14 of act No. 243 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, and improvement, and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this State," approved June 8, 1881;

2. House bill No. 696 (File No. 264), entitled

A bill to authorize the officers or trustees of the several cemetery or burial ground associations of the township of Park, county of St. Joseph, to transfer the same,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title and referred to the committee on roads and bridges.

The second named bill was read a first and second time by its title, and referred to the committee on counties and townships.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {  
*Lansing, May 19, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 686 (File No. 400), entitled

A bill making an appropriation of swamp land to aid in draining the swamp land adjacent to Dowagiac creek, in Van Buren county;

Which has passed the House by a two-thirds majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committees on public lands.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 19, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 172 (File No. 100), entitled

A bill to provide for the examination of teachers by the school board of union school district No. 1, township of Fenton, Genesee county, Michigan;

And to inform the Senate that the House has adopted a substitute therefor entitled

Senate bill No. 172 (File No. 227), entitled

A bill to incorporate the public schools of the village of Fenton, of the township of Fenton, Genesee county, Michigan;

In the passage of which, as thus substituted, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Pending concurrence in the adoption of the substitute,

On motion of Mr. Manwaring,

The bill was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 19, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 399 (File No. 222), entitled

A bill to prevent the injury or destruction of baggage;

2. House bill No. 518 (File No. 368), entitled

A bill to regulate and provide for the carrying, yarding, and feeding of so called Texas cattle, while in transit into or across this State between the first day of April and the first day of November of each year;

3. House bill No. 402 (File No. 368), entitled

A bill to amend sections 30 and 52 of chapter 78 of the compiled laws of 1871, being compiler's sections 2590 and 2612 of said compilation, and being sections 3625 and 3647 of Howell's Annotated Statutes, relative to plank roads;

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on State affairs.

The second named bill was read a first and second time by its title, and referred to the committee on railroads.

The third named bill was read a first and second time by its title and referred to the committee on roads and bridges.



The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 19, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 228 (File No. 378), entitled  
A bill to facilitate the giving of bonds required by law;
2. House bill No. 411 (File No. 213), entitled

A bill to amend section 48, of chapter 8, being compiler's section 875, of the compiled laws of 1871, as amended by act number 28, of the session laws of 1875, approved March 12, 1875, as amended by act number 104, of the session laws of 1881, approved April 22, 1881, the same being section 915, of the general statutes of the State of Michigan, in force, compiled and annotated by Andrew Howell, relative to the compensation of State troops,

Which have passed the House by a two-thirds vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title and referred to the committee on the judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on military affairs.

#### THIRD READING OF BILLS.

Senate joint resolution No. 8 (File No. 20), entitled

Joint resolution for the relief of Albert Manypenny,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Belknap,	Mr. Curtiss,	Mr. Edwards,	Mr. Pennell,
Brown,	Davenport,	Manwaring,	Smith, G. A.,
Cline,	Davis,	Moon,	Woodruff, 12

#### NAYS.

Mr. Carpenter,	Mr. Greiner,	Mr. Hertzler,	Mr. Phelps,	6
Francis,	Heisterman,			

Mr. Belknap moved to reconsider the vote by which the Senate refused to pass the joint resolution,

Which motion prevailed.

The question being on the passage of the joint resolution,

On motion of Mr. Belknap,

The joint resolution was laid on the table.

By unanimous consent, the order of third reading of bills was passed for the forenoon session.

#### GENERAL ORDER.

On motion of Mr. Cline,

The Senate went into committee of the whole on the general order,

The President in the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following.

House bill No. 272 (File No. 542), entitled

A bill to provide for and preserve the purity of the judiciary;

House bill No. 448 (File No. 296), entitled

A bill to amend compiler's section 6131 of the compiled laws of 1871 relative to judgments and executions, being section 7716, Howell's Annotated Statutes of 1882;

House bill No. 169 (File No. 292), entitled

A bill to amend section 1 of an act entitled "An act to authorize proceedings by garnishment in the circuit courts and the district courts of the Upper Peninsula," approved March 16, 1861, as the same has been amended by the several acts amendatory thereof, the same being section 8058 of Howell's Annotated Statutes of the State of Michigan;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate and recommend their passage.

A. BUTTARS, *Lieut. Gov., Chairman.*

Report accepted and committee discharged.

The three named bills were placed on the order of third reading of bills.

The President announced that the hour for the special order had arrived, being the consideration of

Senate bill No. 376 (File No. 223), entitled

A bill to prevent deception in the manufacture and sale of dairy products and to preserve the public health.

Mr. S. W. Smith moved that the bill be placed on the special order of the day;

Which motion prevailed.

#### REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 383 (File No. 137), entitled

A bill to authorize and empower the board of supervisors of Jackson county and the Jackson County Agricultural Society to sell the grounds in the city of Jackson known as the fair grounds, and to purchase other grounds to be used as public grounds and grounds for holding agricultural and other fairs;

Also,

Senate bill No. 110, entitled

A bill to amend act No. 28 of the session laws of 1877, approved March 9, 1877, entitled "An act to provide for the appointment of an assistant prosecuting attorney for the county of Wayne," by adding a new section thereto to stand as section 7;

Also,

Senate bill No. 162 (File No. 123), entitled

A bill to amend chapter 245 of the compiled laws of 1871, being chapter 318 of title 39 of Howell's Annotated Statutes, relative to offenses against property, to stand as section 9176a.

J. W. BELKNAP, *Chairman.*

Report accepted.

## GENERAL ORDER.

On motion of Mr. Pennell,

The Senate went into committee of the whole on the general order.

The President in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have also had under consideration the following:

House bill No. 117 (File No. 57), entitled

A bill relating to the proof of instruments in writing;

House bill No. 150 (File No. 316), entitled

A bill to protect all citizens in their civil rights;

House bill No. 17 (File No. 134), entitled

A bill to amend section 8 of an act entitled "An act to establish a board of police and fire commissioners in the city of Grand Rapids, and to prescribe their powers and duties," approved May 24, 1881;

House bill No. 584 (File No. 298), entitled

A bill to amend section 1, act 369, of the session laws of 1875, entitled "An act to organize the union school district of the village of South Lyon," relative to the boundaries thereof;

House bill No. 269 (File No. 299), entitled

A bill to amend section 10 of act 238 of the session laws of 1879, being an act entitled "An act to protect logs, lumber, and timber while floating upon the waters in this State or lying upon the banks or shores thereof," being compiler's section 2058, Howell's Annotated Statutes of the State of Michigan;

House bill No. 488 (File No. 265), entitled

A bill to prevent the sale or otherwise disposing of obscene, immoral, and indecent books, pamphlets, papers, prints, pictures, writings, and other objectionable news;

Senate joint resolution No. 23 (File No. 21), entitled

Joint resolution authorizing and directing the Auditor General to place to the credit of the county of Manitou the sum of fifteen hundred dollars;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

A. BUTTARS, *Lieutenant Governor, Chairman.*

Report accepted and committee discharged.

The seven named bills and joint resolution were placed on the order of third reading of bills.

On motion of Mr. Hawley,

Leave of absence was granted to Mr. Moon for the balance of the week on account of illness.

On motion of Mr. Henry,

Leave of absence was granted to himself at will for the day.

On motion of Mr. Hubbell,

Leave of absence was granted to Mr. Pulver indefinitely on account of sickness.

Mr. Austin offered the following resolution:

*Resolved*, That the committee of the whole be discharged from the further consideration of

Senate bill No. 125 (File No. 86), entitled

A bill to amend sections 21, 23, 28, 24, 29, 30, 32, 33, 35, 43, 49, 59, and

60 of an act entitled "An act to revise and amend the charter of the city of Battle Creek," approved April 3, 1879, and to repeal section 34 of said act,

And that the same be referred to the committee on cities and villages;  
Which was adopted.

Mr. Hawley moved to take from the table

House bill No. 18 (File No. 83), entitled

A bill to secure the minority of stockholders, in corporations organized under general laws, the power of electing a representative membership in boards of directors;

Which motion prevailed.

The question being on the passage of the bill, the objections of the Governor to the contrary notwithstanding,

Mr. Hawley moved that there be a call of the Senate;

Which motion prevailed.

#### PROCEEDINGS UNDER THE CALL.

The roll was then called, and no Senators were absent without leave.

On motion of Mr. Hawley,

Further proceedings under the call were dispensed with.

On motion of Mr. Hawley,

House bill No. 18 (File No. 83), entitled

A bill to secure the minority of stockholders in corporations organized under general laws, the power of electing a representative membership in boards of directors,

Was laid on the table.

By unanimous consent, the Senate received the following

#### REPORT OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 32, entitled

A bill to establish a board of pardons,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to establish an advisory board in the matter of pardons,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

On motion of Mr. Hertzler,

The Senate took a recess until 2 o'clock P. M.

## AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.  
Roll called : a quorum present.

## REPORT OF STANDING COMMITTEES.

By the select joint tax committee :

The select joint tax committee, to whom was referred  
Senate bill No. 175, entitled

A bill to amend sections 1 to 109, inclusive, of act No. 9 of public acts of 1882, entitled "An act to provide for the assessment of property, and the levy and collection of taxes thereon," approved March 14, 1882,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate with the accompanying substitute therefor, entitled

A bill to revise act number 9 of the public acts of 1882, entitled "An act to provide for the assessment of property and the levy and collection of taxes thereon," approved March 14, 1882,

Being Senate file No. 237,

Recommending that the substitute and the amendment thereto be concurred in, and that the substitute, as amended, do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL,

*Chairman on part of Senate.*

MILO D. CAMPBELL,

*Chairman on part of House.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The Senate concurred in the adoption of the substitute as amended reported for the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

On motion of Mr. Hubbell,

The consideration of the bill was made a special order for Thursday, May 21, at 2 o'clock, and for each day thereafter, at the same hour until disposed of.

The President announced that the hour for the special order had arrived, being the consideration of

House bill No. 7 (File No. 3), entitled

A bill to provide for the penalty of death in certain cases of murder.

## SPECIAL ORDER.

On motion of Mr. Manwaring,

The Senate went into the committee of the whole on the special order,

The President in the chair.

After some time spent therein the committee rose, and through their chairman made the following report :

The committee of the whole have had under consideration the following :

House bill No. 7 (File No. 3), entitled

A bill to provide for the penalty of death in certain cases of murder ;

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

A. BUTTARS, *Lieut. Governor, Chairman.*

Report accepted.

Pending concurrence in the action of the committee of the whole in striking out all after the enacting clause,

Mr. Austin moved to lay the bill on the table.

Mr. Austin called for the yeas and nays.

The motion did not prevail by yeas and nays as follows:

#### YEAS.

Mr. Austin,	Mr. Greiner,	Mr. Manwaring,	Smith, G. A.,
Carpenter,	Heisterman,	Moon,	Stephenson,
Curtiss,	Hertzler,	Phelps,	Woodruff,
Davis,	Hubbell,		14

#### NAYS.

Mr. Belknap,	Mr. Francis,	Mr. Kempf,	Mr. Sherwood,
Brown,	Hawley,	Monroe,	Shoemaker,
Carveth,	Henry,	Pennell,	Smith, S. W.,
Davenport,	Hueston,	Pulver,	16
Edwards,			

The question being on concurring in the action of the committee of the whole in striking out all after the enacting clause.

Mr. Edwards called for the yeas and nays.

The action of the committee of the whole was not concurred in by yeas and nays as follows:

#### YEAS.

Mr. Belknap,	Mr. Edwards,	Mr. Kempf,	Mr. Sherwood,
Brown,	Francis,	Monroe,	Shoemaker,
Carveth,	Hawley,	Pennell,	Smith, S. W.,
Davenport,	Hueston,	Pulver,	16

#### NAYS.

Mr. Austin,	Mr. Davis,	Mr. Hertzler,	Mr. Phelps,
Carpenter,	Greiner,	Hubbell,	Smith, G. A.,
Cline,	Heisterman,	Manwaring,	Stephenson,
Curtiss,	Henry,	Moon,	Woodruff, 16

Mr. Henry moved to lay the bill on the table.

Mr. Hawley called for the yeas and nays.

The motion then did not prevail by yeas and nays as follows:

#### YEAS.

Mr. Austin,	Mr. Greiner,	Mr. Hubbell,	Mr. Smith, G. A.,
Carpenter,	Heisterman,	Manwaring,	Stephenson,
Curtiss,	Henry,	Moon,	Woodruff,
Davis,	Hertzler,	Phelps,	16

#### NAYS.

Mr. Belknap,	Mr. Davenport,	Mr. Hueston,	Mr. Pulver,
Brown,	Edwards,	Kempf,	Sherwood,
Carveth,	Francis,	Monroe,	Shoemaker,
Cline,	Hawley,	Pennell,	Smith, S. W. 16

Mr. Pulver moved to indefinitely postpone the further consideration of the bill.

Mr. Hawley called for the yeas and nays.

The motion then prevailed, by yeas and nays as follows :

#### YEAS.

Mr. Belknap,	Mr. Davenport,	Mr. Hueston,	Mr. Pulver,
Brown,	Edwards,	Kempf,	Sherwood,
Carveth,	Francis,	Monroe,	Shoemaker,
Oline,	Hawley,	Pennell,	Smith, S. W.,

16

#### NAYS.

Mr. Austin,	Mr. Greiner,	Mr. Hubbell,	Mr. Smith, G. A.,
Carpenter,	Heisterman,	Manwaring,	Stephenson,
Curtiss,	Henry,	Moon,	Woodruff,
Davis,	Hertzler,	Phelps,	

15

Mr. Hubbell gave notice that he would move a reconsideration of the vote by which the further consideration of the bill was indefinitely postponed.

#### SPECIAL ORDER.

On motion of Mr. Manwaring,

The Senate went into committee of the whole on the special order,

The President in the chair.

After some time spent therein the committee rose, and through their chairman made the following report :

The committee of the whole have had under consideration the following :

Senate bill No. 376 (File No. 223), entitled

A bill to prevent deception in the manufacture and sale of dairy products and to preserve the public health ;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

A. BUTTARS, *Lieut. Governor, Chairman.*

Report accepted and committee discharged.

On motion of Mr. Pulver,

The Senate concurred in the amendments made by the committee to the bill, and the same was placed on the order of third reading of bills.

On motion of Mr. Hawley,

The Senate adjourned.

*Lansing, Thursday, May 21, 1885.*

The Senate met and was called to order by the President at 9 o'clock A. M.

Prayer by the Rev. Mr. Brown.

Roll called : a quorum present.

PETITIONS.

No. 732. By Mr. Sherwood : Petition of H. J. Ohls, Asa Daniels, Charles Harris, and 288 others, of Cass county, relative to soldiers' bounties ;  
Referred to committee on military affairs.

No. 733. By Mr. Davenport : Petition in favor of the passage of House bill No. 206, file No. 270 ;

On motion of Mr. Davenport,

The petition was referred to the committee on the judiciary and ordered printed in the Journal.

The following is the petition :

*To the Senator and Representatives of Saginaw County :*

GENTLEMEN—The undersigned, having examined Mr. Sellers' House bill No. 206 (File 270), and believing it to be just and proper, respectfully request you to urge its immediate passage.

Wm. R. Kendrick, Supervisor, 6th ward, East Saginaw.

John A. Edget, Supervisor, East Saginaw.

A. T. Ward, Supervisor, 2d ward, East Saginaw.

F. Loudon, Supervisor, 3d ward, East Saginaw.

John Ingledew, Supervisor, 7th ward, East Saginaw.

J. H. Quackenbush, Supervisor, 8th ward, East Saginaw.

W. S. Tennant, Supervisor, 2d ward, Saginaw.

Hugh McPhillips, Supervisor, 6th ward, Saginaw.

John H. Doyle, Supervisor, Zilwaukee.

E. H. Bow, Supervisor, Kochville.

Martin Stoker, Supervisor, Carrollton.

Geo. W. Sackrider, Supervisor, Brady.

J. C. Davis, Supervisor, 4th ward, East Saginaw.

N. S. Wood, Supervisor, 4th ward, Saginaw.

C. C. Tubbs, Supervisor, Chesaning.

C. H. Gage, Circuit Judge, Saginaw county.

Hon. T. E. Tarsney.

Thos. L. Jackson, Supt. Co. Poor, Saginaw county.

F. E. Emerick, Pros. Att'y, Saginaw county.

L. Simenan, Register of Deeds, Saginaw county.

Jas. W. Perrin, Treasurer, Saginaw county.

Chaney McCarthy, Circuit Court Commissioner.

A. McIntyre, Sheriff, Saginaw county.

F. A. King, County Clerk, Saginaw county.

And eight others.



## REPORTS OF STANDING COMMITTEES.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 195 (File No. 218), entitled

A bill to provide for the appointment of a State live stock sanitary commission and a State veterinarian, and to prescribe their powers and duties, and to prevent and suppress contagious and infectious diseases among the live stock of the State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

FITCH PHELPS, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on public lands:

The committee on public lands, to whom was referred

House bill No. 686 (File No. 400), entitled

A bill making an appropriation of swamp land to aid in draining the swamp lands adjacent to Dowagiac creek, in Van Buren county,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. MANWARING, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred

House bill 713 (File No. 384), entitled

A bill to provide for the collection of certain ditch or drain orders issued for the construction of a ditch on the township line between Clyde and Ganges, in Allegan county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

WM. H. FRANCIS, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on agricultural interests:

The committee on agricultural interests, to whom was referred

House bill No. 616 (File No. 273), entitled

A bill to amend section 5 of act 198, of the session laws of 1877, entitled "An act to provide for a tax upon dogs and to create a fund for the payment of certain damages for sheep killed or wounded by them in certain cases," approved May 23, 1877, as amended by act No. 283 of the session laws of 1881,

approved June 11, 1881, being compiler's section No. 2127 of Howell's Annotated Statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

MANSON CARPENTER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order..

By the committee on judiciary:

The committee on judiciary, to whom was referred

House joint resolution No. 25, entitled

A joint resolution authorizing the Governor to release all the right, title and interest of the State in and to the w  $\frac{1}{2}$  of the s e  $\frac{1}{2}$  and the n e  $\frac{1}{2}$  of the s w  $\frac{1}{2}$  of section 15, in town 14 north, of range 4 west, Michigan, and cause the same to be recorded in the office of the register of deeds for the county of Isabella, Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Woodruff,

The rules were suspended and the joint resolution was placed on its immediate passage.

The joint resolution was then read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hubbell,	Mr. Sherwood,
Belknap,	Edwards,	Hueston,	Shoemaker,
Brown,	Francis,	Kempf,	Smith, G. A.,
Carpenter,	Greiner,	Manwaring,	Smith, S. W.,
Carveth,	Hawley,	Monroe,	Spencer,
Curtiss,	Heisterman,	Pennell,	Stephenson,
Davenport,	Hertzler,	Phelps,	Woodruff, 28

NAYS.

0

Title agreed to.

On motion of Mr. Woodruff,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 207 (File No. 140), entitled

A bill to amend sections 1, 2, 3, 4, and 5 of chapter 215 of the compiled laws of 1871, relative to certain liens upon real property and the acts amendatory thereof, the same being sections 8377, 8378, 8379, 8380, and 8381 of the general statutes of the State of Michigan as compiled by Andrew Howell,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment,

and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

House bill No. 58 (File No. 217), entitled

A bill to revise and amend sections 4, 5, 6, 7, 8, 9, 10, 11, 13, 14, 15, 17, 19, and 20 of an act entitled "An act to establish and organize a municipal court in the city of Grand Rapids to be known and called 'the police court of Grand Rapids,' and to repeal an act entitled 'An act to establish and organize a police court in the city of Grand Rapids,' approved April 30, 1873, and all amendments thereto, and all acts and parts of acts in any wise contravening the provisions of this act," being act No. 76 of the session laws of 1879, approved May 13, 1879,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By unanimous consent,

Mr. Hawley moved to take from the table

House bill No. 18 (File No. 83), entitled

A bill to secure the minority of stockholders, in corporations organized under general laws, the power of electing a representative membership in boards of directors;

Which motion prevailed.

The question being on the passage of the bill, the objections of the Governor to the contrary notwithstanding,

The bill was then passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Carveth,	Mr. Francis,	Mr. Kempf,	Mr. Pulver,
Oline,	Greiner,	Manwaring,	Sherwood,
Curtiss,	Hawley,	Moon,	Shoemaker,
Davenport,	Heisterman,	Pennell,	Smith, S. W.,
Davis,	Henry,	Phelps,	Spencer,
Edwards,	Hueston,		

22

#### NAYS.

Mr. Austin,	Mr. Carpenter,	Mr. Monroe,	Mr. Stephenson,
Belknap,	Hertzler,	Smith, G. A.,	Woodruff,
Brown,	Hubbell,		

10

Title agreed to.

Mr. Belknap moved to take from the table  
Senate bill No. 98 (File No. 120), entitled  
A bill to secure to women citizens who are otherwise qualified, the right to  
vote in school, town, city and other municipal elections;  
Which motion prevailed.

On motion of Mr. Belknap,  
The rules were suspended, and the bill was placed on its immediate passage.  
The bill was then read a third time and not passed, a majority of all the  
Senators elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Carveth,	Mr. Monroe,	Mr. Phelps,
Belknap,	Edwards,	Moon,	Smith, S. W.,
Brown,	Hueston,	Pennell,	Spencer,
Carpenter,	Manwaring,		14

## NAYS.

Mr. Curtiss,	Mr. Greiner,	Mr. Hertzler,	Mr. Sherwood,
Davenport,	Hawley,	Hubbell,	Smith, G. A.,
Davis,	Heisterman,	Kempf,	Stephenson,
Francis,	Henry,	Pulver,	15

Mr. Belknap moved to reconsider the vote by which the Senate refused to  
pass the bill;

Mr. Hubbell moved to lay the motion on the table.

Mr. Manwaring called for the yeas and nays.

The motion did not prevail by yeas and nays as follows:

## YEAS.

Mr. Curtiss,	Mr. Greiner,	Mr. Hubbell,	Mr. Sherwood,
Davenport,	Hawley,	Kempf,	Smith, G. A.,
Davis,	Heisterman,	Pulver,	Stephenson,
Francis,	Hertzler,		14

## NAYS.

Mr. Austin,	Mr. Carveth,	Mr. Manwaring,	Mr. Phelps,
Belknap,	Edwards,	Monroe,	Smith, S. W.,
Brown,	Henry,	Moon,	Spencer,
Carpenter,	Hueston,	Pennell,	15

The question being on reconsidering the vote by which the Senate refused  
to pass the bill,

Mr. Hubbell called for the yeas and nays.

The motion then prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Carveth,	Mr. Monroe,	Mr. Smith, G. A.,
Belknap,	Edwards,	Moon,	Smith, S. W.,
Brown,	Hueston,	Pennell,	Spencer,
Carpenter,	Manwaring,	Phelps,	15

## NAYS.

Mr. Curtiss,	Mr. Greiner,	Mr. Hertzler,	Mr. Pulver,
Davenport,	Hawley,	Hubbell,	Sherwood,
Davis,	Heisterman,	Kempf,	Stephenson,
Francis,	Henry,		14

On motion of Mr. Belknap,  
The bill was laid on the table.

By unanimous consent,

Mr. Carveth moved to take from the table,  
House bill No. 487 (File No. 280), entitled

A bill to detach certain territory from the counties of Cheboygan and Presque Isle, and to organize the same into a new county, to be called Sumner county, and to detach certain territory from Presque Isle county and attach the same to Cheboygan county;

Which motion prevailed.

The question being on the passage of the bill,

The bill was then not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Brown,  
Carpenter,  
Carveth,

Mr. Davis,  
Edwards,  
Heisterman,

Mr. Manwaring,  
Monroe,

Mr. Moon,  
Woodruff,

10

#### NAYS.

Mr. Austin,  
Belknap,  
Courtiss,  
Davenport,  
Francis,

Mr. Hawley,  
Henry,  
Hertzler,  
Hubbell,  
Hueston,

Mr. Kempf,  
Pennell,  
Phelps,  
Pulver,

Mr. Sherwood,  
Smith, G. A.,  
Spencer,  
Stephenson,

18

By unanimous consent,

Mr. Cline moved to take from the table

House bill No. 183 (File No. 73), entitled

A bill to amend and revise the charter of the city of Port Huron;

Which motion prevailed.

On motion of Mr. Cline,

The rules were suspended, and the bill was placed on its immediate passage.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

By unanimous consent,

The following report was received:

By the special joint committee on the location of a soldiers' home:

The special joint committee on the location of a soldiers' home, to whom was referred the question of the annexation of Fort Gratiot to the city of Port Huron, would respectfully report that after an investigation the committee finds itself unable to agree as to the proposition, the vote of the committee standing 3 for annexation to 3 against it.

Your committee therefore ask to be discharged from the further consideration of the subject.

JAMES HUESTON,

*Chairman of the Joint Committee.*

Report accepted.

The bill was then read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Cline moved to amend the bill as follows:

By striking out of chapter 9, section 1, in lines 3 and 4, after the word

"children," the words "within the limits thereof, between the ages of five and twenty years, inclusive," and inserting in lieu thereof the following: "between the ages of five and twenty years, inclusive, within the limits thereof, and also to all children of such ages within the present limits of school district No. 5 of the township of Fort Gratiot, of which the 7th ward, created by this act, formed a part;"

Which motion did not prevail.

By unanimous consent, Mr. Cline moved to further amend the bill as follows:

By adding to the end of section 1, chapter 16, the following:

"Water-mains shall be extended into said seventh ward within six months after the passage of this act, and a main sewer shall be put in, within six months after the same shall be petitioned for in the manner provided under the provisions of this act;"

Which motion did not prevail.

By unanimous consent, Mr. Francis moved to further amend the bill as follows:

By striking out at the end of section 3, chapter 1, the written House amendment, and inserting in lieu thereof the following:

"To the national boundary line in the St. Clair river, thence southerly along said boundary line to the place of beginning."

On motion of Mr. Kemp,

The bill was laid on the table.

On motion of Mr. Hubbell,

The Senate took a recess until 2 o'clock P. M.

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#### AFTERNOON SESSION.

*2 o'clock P. M.*

The Senate met and was called to order by the President.

Roll called: a quorum present.

#### QUESTION OF PRIVILEGE.

Mr. Spencer announced that, as the record would show he was absent yesterday, with leave, and consequently did not vote upon the motion to indefinitely postpone the further consideration of

House bill No. 7 (File No. 3), entitled

A bill to provide for the penalty of death in certain cases of murder,

And he therefore requested that his vote might be recorded in favor of said indefinite postponement;

Which request was granted.

The President announced that the hour had arrived which the Senate had set apart as a special order for the consideration of

Senate bill No. 175 (File No. 232), entitled

A bill to revise act No. 9, of the public acts of 1882, entitled "An act to provide for the assessment of property, and the levy and collection of taxes thereon," approved March 14, 1882.

There being a desire to take up routine business,

Mr. Hubbell moved that the Senate go into the committee of the whole, with the President in the chair;

Mr. Hubbell called for the yeas and nays.

The motion then prevailed, by yeas and nays, as follows:

#### YEAS.

Mr. Belknap,	Mr. Heisterman,	Mr. Manwaring,	Mr. Shoemaker,
Brown,	Hertzler,	Monroe,	Spencer,
Curtiss,	Hubbell,	Moon,	Stephenson,
Davenport,	Kempf,	Phelps,	Woodruff,
Davis,			

17

#### NAYS.

Mr. Austin,	Mr. Edwards,	Mr. Henry,	Mr. Sherwood,
Cline,	Greiner,	Hueston,	Smith, G.A.,

8

#### SPECIAL ORDER.

The Senate went into committee of the whole on the special order,

The President in the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 175 (File No. 232), entitled

A bill to revise act No. 9 of the public acts of 1882, entitled "An act to provide for the assessment of property, and the levy and collection of taxes thereon," approved March 14, 1882,

Have made some progress therein, but not having gone through therewith, have directed their chairman to report that fact to the Senate and ask leave to sit again, also recommending that an amendment to section 36 be printed in the Journal.

A. BUTTARS, *Lt. Gov., Chairman.*

Report accepted.

On motion of Mr. Hubbell,

The committee was granted leave to sit again.

The following is the proposed amendment to section 36:

Add to section 36 following: "And whenever any personal property having been assessed to any person in any township or ward in this State shall be removed therefrom before the taxes assessed thereon shall be collected, and there being no other property sufficient in said township or ward whereon the township treasurer, or other collecting officer, can levy and collect said taxes, he shall have full power, and it shall be his duty, to make a statement, duly certified by him to be correct and true, showing that personal property has been assessed to such person, naming him, the valuation thereof, the various taxes thereon, and the total thereof as appears from the roll in the hands of such treasurer, and that such property has been removed from such township or ward since the assessment thereof, and that the tax has not been paid; which statement shall be witnessed and acknowledged in the same manner as deeds of real estate are acknowledged, and shall be received in all courts and other places as evidence of the facts therein contained without proof of its execution, and shall be *prima facie* evidence of the validity of the tax therein named against the person therein named, and shall be full and ample authority to the treasurer or other tax collector to whom it shall be sent to levy and collect the same in the same manner as other personal taxes are collected by him when spread upon his own roll. Such statement may be sent to the township, village, or

city treasurer of any township, village, or city in this State where the person against whom such assessment was made may have property, and the township treasurer, or other collecting officer to whom such statement shall have been transmitted, shall upon receipt of the same proceed to collect said taxes out of any property belonging to the owner of such property, so taxed as aforesaid, within his jurisdiction liable to be seized for taxes, together with double collection fees therefor, and the farther sum of twenty-five cents to defray the expense of transmitting the taxes so collected, as hereinafter provided, and shall give his receipt therefor. The said township treasurer, or other collecting officer, shall thereupon transmit the taxes, and one-half of the collection fees so as aforesaid collected to the township treasurer, or other collecting officer, from whom he received such statement, and the latter shall, upon the receipt of said taxes and collection fees, mark the said taxes as paid upon his assessment roll, and the date of the receipt of the same, retaining the collection fees so received, as aforesaid, as his fees in the matter of the collection of said taxes."

Mr. S. W. Smith moved to take from the table

Senate bill No. 161 (File No. 200), entitled

A bill to amend act 137 of the laws of 1849, by adding a new section thereto to stand as section 28, relative to authorizing proceedings against garnishees and for other purposes;

Also,

Senate bill No. 163 (File No. 215), entitled

A bill to amend section 29 of chapter 202 of the compiled laws of 1871, relative to garnishees, being section 8085 of Howell's Annotated Statutes;

On motion of Mr. S. W. Smith,

The bills were placed on the order of third reading.

On motion of Mr. Manwaring,

Leave of absence was granted to himself until Thursday, May 28.

The Senate returned to the order of

#### REPORTS OF STANDING COMMITTEES.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House manuscript bill No. 669, entitled

A bill for the relief of Francis Marsac,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, and recommendation that it do pass, and ask to be discharged from the further consideration of the subject.

FITCH PHELPS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committees on State affairs and printing:

The committees on State affairs and printing, to whom was jointly referred

Senate bill No. 262, entitled

A bill to promote morality and prevent crime,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to promote morality and prevent crime,



Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

FITCH PHELPS,

*Chairman Committee on State Affairs.*

JOHN D. CURTISS,

*Chairman Committee on Printing.*

Report accepted and committee discharged.

On motion of Mr. Phelps,

The House concurred in the adoption of the substitute reported for the bill by committees.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

#### REPORTS OF SELECT COMMITTEES.

By the select committee on election laws:

The select committee on election laws, to whom was referred

Senate bill No. 265 (File No. 187), entitled

A bill to regulate the holding of elections and the canvass and return of votes, and to further guard against abuses of the elective franchise,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and that the amendments be printed in the Journal, and ask to be discharged from the further consideration of the subject.

J. W. BELKNAP, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Belknap,

The Senate concurred in the amendments made to the bill by the committee, and the same were ordered printed in the Journal.

The bill was then re-referred to the committee of the whole, and placed on the general order.

The following are the amendments made by the committee to the bill:

1. By striking out all of section 28 after the word "ballot" in line 8, and inserting in lieu thereof the following: "And not more than five names shall be contained within the space of one inch;"

2. By re-numbering the subdivisions of section 29, the fourth subdivision of which was struck out by the committee of the whole;

3. By making the section number 33 after the word "locked" in line 12 of section 32, so as to make a new section to stand in lieu of section 33, which was struck out by the committee of the whole, with a necessary verbal change to make the new section consistent in its phraseology.

4. By restoring that part of section 87 (which was struck out by the committee of the whole) beginning with line 7;

5. By inserting the following to stand as section 88 of the bill:

SEC. 88. In any case where there are or may be special charter provisions governing registration or elections in any city, such special charter provisions shall govern so far as they may be applicable, but in all other respects registration and elections in such city shall be governed by the general statutes relating to registration and elections,

6. By adding to printed section 91 the primitive clause attached to printed section 92, which was struck out by the committee of the whole,

7. By changing the section numbers to conform to the amendments made by the committee of the whole and by this committee.

By the select committee on election laws:

The select committee on election laws, to whom was re-referred

Senate bill No. 264 (File No. 159), entitled,

A bill to provide for the registration of electors:

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and that the amendments be printed in the Journal, and ask to be discharged from the further consideration of the subject.

J. W. BELKNAP, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Belknap,

The Senate concurred in the amendments made to the bill by the committee, and ordered the same printed in the Journal.

The bill was then re-referred to the committee of the whole, and placed on the general order.

The following are the amendments made to the bill by the committee:

1. By substituting the following for section 17 of the bill:

SEC. 17. In the year 1888 and every eighth year thereafter, there shall be a re-registration of the electors in the several townships of the State, except that in the townships of the county of Wayne such re-registration shall be on the said first named year and every fourth year thereafter. The boards of registration on such years shall be in session on the Friday and Saturday last preceding the general election in November, for the purpose of such re-registration, at such place or places in the township as the township board may direct, and if the township board shall so order, the sessions of the board of registration shall begin on the last Thursday preceding the election and continue through that day and through Friday and Saturday. Notice of the meetings of the board of registration shall be given as required by section fourteen of this act, which notice shall specify the times and places for the meeting of the board, and shall also state that a new registration of the electors is to be made, and that no person will be entitled to vote at the then ensuing election who is not registered anew. All the provisions of law applicable to registration at other times shall govern in the matter of such re-registration. Upon the completion of any registration as by this section provided, no other registry shall be used in any township at any election therein until a further new registry is made, but the old registers shall be securely sealed up and deposited with the township clerk, and shall not again be opened except upon the order of some court of competent jurisdiction, the Legislature, or a duly authorized committee of one or both Houses thereof. At times other than those on which a re-registration is required, the boards of registration in the several townships shall meet for the purpose of completing the lists of qualified electors therein, as in this act provided;

2. By striking out the proviso in section 22;

3. By striking out section 33, the matter of which is covered by substituted section 17;

4. By numbering section 34 to stand as section 33, and adding the section No. 34 after the word "names" in line 15 of printed section 34, so as to preserve the continuity of the section numbers. Also, by substituting the words "the last preceding" in place of the word "this" in said line 15.

## MESSAGES FROM THE GOVERNOR.

The Speaker also announced the following:

EXECUTIVE OFFICE,  
Lansing, May 21, 1885. }

*To the Senate :*

I have this day approved, signed, and deposited in the office of the Secretary of State,

[Senate manuscript bill No. 118, being]

An act to amend act No. 28 of the session laws of 1877, approved March 9th, 1877, entitled an act to provide for the appointment of an assistant prosecuting attorney for the county of Wayne, by adding a new section thereto to stand as section 7;

Also,

[Senate bill No. 162 (File No. 122), being]

An act to amend chapter 245, of the compiled laws of 1871, being chapter 318 of title 39 of Howell's Annotated Statutes, relative to "offenses against property," and to stand as section 9176a;

Also,

[Senate bill No. 383 (File No. 137), being]

An act to authorize and empower the board of supervisors of Jackson county and the Jackson County Agricultural Society to sell the grounds in the city of Jackson known as the fair grounds, and to purchase other grounds to be used as public grounds and grounds for holding agricultural and other fairs.

RUSSELL A. ALGER,  
Governor.

The message was laid on the table.

## MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 20, 1885. }

*To the President of the Senate :*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 23 (File No. 176), entitled

A bill to amend sections 3, 4, and 5 of chapter 1 of an act entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," being act No. 326 of the Session Laws of 1883, approved June 7, 1883, and to add 3 new sections to said chapter to be known as sections 6, 7, and 8;

And to inform the Senate that the House has amended the same as follows:

1. Amend section 3 by inserting after the word "boulevard," in line 16, the following: "To the easterly line of St. Aubin Ave., thence northerly along said easterly line of St. Aubin Ave. to the northerly line of the Pallister road or Pallister avenue, so-called; thence westerly along said northerly line of said Pallister avenue or road to the center of Woodward avenue extended; thence southerly along said center line of Woodward avenue to a point two hundred and twenty-four and three-fourths feet northerly of the northerly line of the boulevard; thence westerly on a line parallel with and 224½ feet northerly of the northerly line of the boulevard;"

2. Amend section 3 by striking out all in line 21 after the word "claims;"

all of line 22 and to and including the word "extended" in line 23; and to insert in lieu thereof the following: "To the westerly line of private claim 30, thence westerly in a direct course to the easterly line of private claim 266 or Livernois avenue; thence southerly along the westerly line of private claim 226 or Livernois avenue to the southerly line of Toledo avenue; thence easterly along the southerly line of Toledo avenue to the westerly line of private claim 39; thence southerly along the westerly line of said private claim 39;"

3. Amend section 4, subdivision 14, line 45, by striking out the words "west of," and inserting in lieu thereof the word "between;"

4. Amend section 4, subdivision 14, line 46, by inserting after the word "farm" the following: "And the westerly line of private claim 47."

5. Amend section 4 by adding at the end thereof a new subdivision to stand as subdivision 16, and to read as follows:

16. The sixteenth ward shall consist of all that part of said city lying west of the westerly line of private claim 47, and the said line extended northerly and southerly to the city limits;

6. Amend the bill by striking out all of section 7 and inserting the following instead of Sec. 7:

SEC. 7 The common council shall provide all necessary means for the registration of voters and the holding of election in said new wards, at the next annual city charter election in the manner provided by law in said city;

In the passage of which as thus amended the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Hueston moved that the Senate concur in the amendments made to the bill by the House.

Which motion prevailed, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Hueston,	Mr. Sherwood,
Belknap,	Francis,	Kempf,	Shoemaker,
Brown,	Greiner,	Monroe,	Smith, G. A.,
Carveth,	Hawley,	Moon,	Spencer,
Cline,	Heisterman,	Pennell,	Stephenson,
Curtiss,	Hertzler,	Phelps,	Woodruff,
Davis,			

25

#### NAYS.

Mr. Hubbell,

1

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 21, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled joint resolution:

House joint resolution No. 39 (File No. 23), entitled

Joint resolution to amend section 1 of article 7 of the constitution of this State, relative to elections,

Which has passed the House by a two-thirds majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The joint resolution was read a first and second time by its title, and referred to the committees on constitutional amendments and election laws, jointly.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 21, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No 367 (File No. 351), entitled

A bill to encourage the construction of wire or other open fences on public highways;

2. House bill No. 423 (File No. 339), entitled

A bill to amend section 9 of chapter 157, of the compiled laws of 1871, entitled "The inventory and collection of effects of deceased persons" (being compiler's section 5877 of Howell's Annotated Statutes);

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bills were read a first and second time by their titles, and referred to the committee on roads and bridges.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 20, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bills:

1. Senate bill No. 263 (File No. 185), entitled

A bill making appropriations for the current expenses and for buildings, etc., for the Michigan School for the Blind for the years 1885 and 1886,

2. Senate bill No. 136 (File No. 180), entitled

A bill making an appropriation for the purchase of books for the State Library and for other purposes;

In the passage of which, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The two bills was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 20, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 221 (File No. 114), entitled

A bill to provide for heating, finishing, and furnishing of the asylum for insane criminals;

And to inform the Senate that the House has amended the same as follows:

1. Amend section 1 by striking out the words "thirty-six hundred" in line 6, and inserting in lieu thereof the words "seven thousand;"

2. Also, by adding to section 1, line 8, after the word *Ionis*, the following: "Also the further sum of five hundred dollars is hereby appropriated to be expended during the year 1885 in building two cisterns and connections for said asylum; also the further sum of two thousand dollars is hereby appropriated for building a division wall and iron gate between the prison grounds and asylum building, during the year 1885 under the same direction as above mentioned."

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. G. A. Smith moved that the Senate concur in the amendments made to the bill by the House;

The motion then prevailed by yeas and nays as follows:

YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Hertzler,	Mr. Phelps,
Belknap,	Davis,	Hubbell,	Sherwood,
Brown,	Edwards,	Hueston,	Shoemaker,
Carpenter,	Francis,	Kempf,	Smith, G. A.,
Carveth,	Greiner,	Monroe,	Spencer,
Cline,	Hawley,	Moon,	Stephenson,
Curtiss,	Heisterman,	Pennell,	27

NAYS.

0

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 20, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 218 (File No. 181), entitled

A bill to provide for an appropriation for the preparation, publication, and distribution of the proceedings of the annual meetings of the Michigan superintendents of the poor for the years 1885 and 1886;

And to inform the Senate that the House has made the following amendments to section two:

1. In lines 1 and 2 strike out the words "The State Board of Corrections and Charities," and insert in lieu thereof the word "State;"

2. Strike out in lines 5 and 6 the words "President of the State Board of Corrections and Charities, countersigned by the Secretary thereof," and insert the words "Secretary of State;"

In the passage of which as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Brown moved that the Senate concur in the amendments made to the bill by the House;

On motion of Mr. Woodruff,

The bill was laid on the table.

Mr. Belknap moved that the committee of the whole be discharged from the further consideration of

House bill No. 440 (File No. 283), entitled

A bill to repeal sections 1, 2, 3, 4, 5, 6, 7, 8, 9, and 10 of act No. 192 of the session laws of 1871, approved April 17 and July 18, 1871, and all acts or parts of acts amendatory thereto, and to repeal sections 1 and 2 of act No. 82 of the session laws of 1879 and all acts amendatory thereof, being sections 9882, 9883, 9884, 9885, 9886, 9887, 9888, 9889, 9890, 9891, 9892, and 9893 of Howell's Annotated Statutes of the State of Michigan, relative to the State Board of Corrections and Charities,

Which motion prevailed.

On motion of Mr. Belknap,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays as follows:

YEAS.

Mr. Carpenter,	Mr. Curtiss,	Mr. Davis,	Mr. Hertzler,	4
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NAYS.

Mr. Austin,	Mr. Edwards,	Mr. Hueston,	Mr. Sherwood,	
Belknap,	Francis,	Kempf,	Shoemaker,	
Brown,	Greiner,	Monroe,	Smith, G. A.,	
Carveth,	Hawley,	Moon,	Spencer,	
Oline,	Heisterman,	Phelps,	Woodruff,	
Davenport,	Hubbell,			22

Mr. Hawley moved to take from the table

House bill No. 84 (File No. 42), entitled

A bill to amend section 7397 of Howell's Annotated Statutes, being section 5828 of the compiled laws of 1871, relative to survival of actions;

Which motion prevailed.

The question being on the passage of the bill,

It was then read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Heisterman,	Mr. Moon,	
Belknap,	Davis,	Hertzler,	Phelps,	
Brown,	Edwards,	Hubbell,	Sherwood,	
Carpenter,	Francis,	Hueston,	Shoemaker,	
Carveth,	Greiner,	Kempf,	Spencer,	
Oline,	Hawley,	Monroe,	Woodruff,	
Curtiss,				25

## NAYS.

0

Title agreed to.

On motion of Mr. Hawley,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Stephenson moved to take from the table

Senate bill No. 130 (File No. 163), entitled

A bill to confirm the sale of certain swamp lands to Martha M. Ingalls, and patent No. 25810 issued to her upon such sale.

Which motion prevailed.

The question being on the adoption of the bill,

On motion of Mr. Stephenson,

The further consideration of the bill was made the special order for Friday, May 22, at 10 o'clock A. M.

Mr. Spencer moved to take from the table

Senate bill No. 172 (File No. 100), entitled

A bill to provide for the examination of teachers by the school board of union school district number 1, township of Fenton, Genesee county, Michigan;

And the following bill, which was substituted by the House for the preceding,

Senate bill No. 172 (File No. 127), entitled

A bill to incorporate the public schools of the village of Fenton, of the township of Fenton, Genesee county, Michigan;

Which motion prevailed.

Mr. Spencer moved that the Senate concur in the substitute adopted for the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Hertzler,	Mr. Phelps,
Belknap,	Davis,	Hubbell,	Shoemaker,
Brown,	Edwards,	Hueston,	Smith, G. A.,
Carpenter,	Francis,	Kempf,	Spencer,
Cline,	Greiner,	Monroe,	Woodruff,
Curtiss,	Heisterman,	Moon,	

23

## NAYS.

0

Title agreed to.

On motion of Mr. Spencer,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

Mr. Curtiss moved to take from the table

House bill No. 304 (File No. 126), entitled

A bill to provide for an attorney fee in the foreclosure of real estate mortgages by advertisement;

Which motion prevailed.

The question being on the motion to amend

By striking out of section 1, lines one and two, the words, "where an attorney and counsellor-at-law is employed to foreclose the same an attorney," and inserting in lieu thereof the letter "a;"

The motion did not prevail.



The bill having been read a third time, and the question being upon its passage,

It was not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Anstin,	Mr. Curtiss,	Mr. Hertzler,	Mr. Monroe,	
Belknap,	Edwards,	Hubbell,	Moon,	
Carveth,	Francis,	Hueston,	Spencer,	
Oline,	Hawley,			14

## NAYS.

Mr. Brown,	Mr. Davenport,	Mr. Heisterman,	Mr. Shoemaker,	
Carpenter,	Greiner,	Phelps,	Woodruff,	8

Mr. Hawley moved to reconsider the vote by which the Senate refused to pass the bill,

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Hawley,

The bill was laid on the table.

On motion of Mr. Hawley,

The Senate adjourned.

*Lansing, Friday, May 22, 1885.*

The Senate met and was called to order by the President at 9 o'clock A. M.

Prayer by Rev. Mr. Taylor.

Roll called: a quorum present.

## PETITIONS.

No. 734. By Mr. Pennell: Petition of A. Sebring and 27 others, relative to soldiers' bounties;

No. 735. By Mr. Brown: Petition of Geo. M. Buck, Delos Phillips and 62 others, tax-payers of Kalamazoo, same object;

No. 736. By Mr. Brown: Petition of Joseph Watson and 20 others, of Burr Oak, in favor of the bounty bill;

The three petitions were referred to the committee on military affairs.

The President *pro tem.* was called to the chair.

## MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
LANSING, May 22, 1885. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following concurrent resolution:

*Resolved* (the Senate concurring), That this Legislature learns with pleasure of the appointment of one of its most popular members, the Hon. Cyrenus P. Black, to the position of United States Attorney for the Eastern District of Michigan, and that recognizing as we do, the eminent fitness of the honorable gentleman for the position, we congratulate the President upon a selection which will meet with so hearty an approval not only from the professional brethren of the appointee, but from the citizens of all parties throughout the State;

Which has been adopted by the House by a unanimous rising vote of all the members present, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Monroe,

The concurrent resolution was adopted unanimously by a rising vote.

#### MOTIONS AND RESOLUTIONS.

Mr. Henry moved to take from the table  
House bill No. 183 (File No. 73), entitled

A bill to amend and revise the charter of the city of Port Huron;  
Which motion prevailed.

The question being on adopting the following amendment, namely:

By striking out, at the end of section 3, chapter 1, the written House amendment, and inserting in lieu thereof the following:

"To the national boundary line in the St. Clair river, thence southerly along said boundary line to the place of beginning."

Mr. Henry called for the yeas and nays.

Mr. Cline move to lay the bill on the table.

Mr. Cline called for the yeas and nays.

The motion did not prevail, by yeas and nays, as follows:

#### YEAS.

Mr. Austin, Cline,	Mr. Davenport, Greiner,	Mr. Hawley, Hueston;	Mr. Sherwood,	7
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#### NAYS.

Mr. Carpenter, Curtiss, Davis, Edwards, Francis,	Mr. Heisterman, Henry, Kempf, Moon,	Mr. Pennell, Phelps, Pulver, Shoemaker,	Mr. Smith, G. A., Stephenson, Woodruff, President <i>pro tem.</i> , 17
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The president resumed the chair.

Mr. Henry moved the previous question;

Which was demanded by a majority of the Senators.

The question being, shall the main question be now put,

The same was ordered.

The question being on the adoption of the following amendment:

By striking out, at the end of section 3, chapter 1, the written House amendment, and inserting in lieu thereof the following:

"To the national boundary line in the St. Clair river, thence southerly along said boundary line to the place of beginning,"

The same was adopted, by yeas and nays as follows:

## YEAS.

Mr. Belknap, Brown, Carpenter, Curtiss, Davenport,	Mr. Davis, Edwards, Francis, Heisterman, Henry,	Mr. Hertzler, Kempf, Monroe, Moon, Pennell,	Mr. Pulver, Shoemaker, Smith, G. A., Stephenson, Woodruff,
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20

## NAYS.

Mr. Austin, Oline,	Mr. Greiner, Hawley,	Mr. Hueston, Phelps,	Mr. Sherwood,
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7

And the bill was so amended.

The question being on the passage of the bill,

The bill was then not passed, a majority of all the Senators elect not voting therefor by yeas and nays as follows:

## YEAS.

0

## NAYS.

Mr. Austin, Belknap, Brown, Carpenter, Carveth, Oline,	Mr. Curtiss, Davenport, Davis, Francis, Greiner, Hawley,	Mr. Heisterman, Henry, Hueston, Moon, Phelps, Pulver,	Mr. Sherwood, Shoemaker, Smith, G. A., Spencer, Stephenson, Woodruff,
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24

Mr. Cline moved to reconsider the vote by which the Senate refused to pass the bill;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Cline,

The bill was laid on the table.

Mr. Henry moved to take from the table

Senate bill No. 274 (File No. 107), entitled

A bill to incorporate the village of Tawas City, in the township of Tawas, Iosco county, and State of Michigan;

Which motion prevailed.

On motion of Mr. Henry,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Henry moved to amend the bill as follows:

By striking out in section 2, line 1, the words "third Monday in April," and inserting in lieu thereof the words "second Monday in June;"

Which motion prevailed, and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Austin, Belknap, Brown, Carpenter, Carveth, Curtiss, Davenport,	Mr. Davis, Francis, Greiner, Hawley, Heisterman, Henry,	Mr. Hertzler, Kempf, Monroe, Moon, Phelps, Pulver,	Mr. Sherwood, Shoemaker, Smith, G. A., Spencer, Stephenson, Woodruff,
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25

## NAYS:

0

Title agreed to.

On motion of Mr. Henry,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Carpenter moved to take from the table

House joint resolution No. 44 (File No. 15), entitled

Joint resolution to amend section 2 of article 18 of the constitution of this State, relative to drain commissioners;

Which motion prevailed.

On motion of Mr. Carpenter,

The rules were suspended and the joint resolution was placed upon its immediate passage.

The joint resolution having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

The President announced that the hour had arrived for the special order set for the consideration of

Senate bill No. 130 (File No. 163), entitled

A bill to confirm the sale of certain swamp lands to Martha M. Ingalls, and patent No. 25810 issued to her on such sale.

Mr. Hawley moved that the Senate go into committee of the whole on the special order, with the President in the chair.

Which motion did not prevail.

The bill having been read a third time, and the question being upon its passage,

Mr. Moon moved the previous question;

Which was demanded by a majority of the Senators.

The question being, shall the main question be now put,

The same was ordered.

The bill was then passed, a majority of all the Senators elect voting therefor by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Kempf,	Mr. Smith, G. A.,
Belknap,	Francis,	Monroe,	Smith, S. W.,
Brown,	Henry,	Moon.	Spencer,
Carpenter,	Hertzler,	Phelps,	Stephenson,
Carveth,	Hubbell,	Pulver,	Woodruff,
Davis,			

21

## NAYS.

Mr. Cline,	Mr. Greiner,	Mr. Hueston,	Mr. Sherwood,
Curtiss,	Hawley,	Pennell,	Shoemaker,
Davenport,	Heisterman,		

10

Title agreed to.

On motion of Mr. S. W. Smith,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Kempf,

The Senate took a recess until 2 o'clock P. M.

## AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called : a quorum present.

On motion of Mr. Hawley,

Leave of absence was granted to himself after 4:30 P. M. of to-day and for to-morrow's session on account of sickness in his family.

By unanimous consent the following was received :

By the committee on cities and villages :

The committee on cities and villages, to whom was referred

Senate bill No. 241 (File No. 127), entitled

A bill to amend sections 7, 67, 68, 69, 70, 75, 145, 147, 148, and 150 of act No. 192 of the session laws of 1861, entitled "An act to incorporate the city of Pontiac," approved March 15, 1861, as amended by the several acts amendatory thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the accompanying substitute therefor, entitled

A bill to amend Secs. 4, 7, 51, 52, and 116 of act No. 192, of the session laws of 1861, entitled "An act to incorporate the city of Pontiac," approved March 15, 1861, as amended by the several acts amendatory thereof, and to add 15 new sections to the act to stand as sections 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, and 203,

Being Senate file No. 239,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

WM. H. FRANCIS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Francis,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

On motion of Mr. S. W. Smith,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hertzler,	Mr. Sherwood,
Carpenter,	Edwards,	Hubbell,	Shoemaker,
Carveth,	Francis,	Hueston,	Smith, S. W.,
Cline,	Greiner,	Monroe,	Spencer,
Curtiss,	Hawley,	Moon,	Stephenson,
Davenport,	Heisterman,	Pennell,	Woodruff,

24  
0

## NAYS.

Title agreed to.

On motion of Mr. S. W. Smith,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President announced that the hour had arrived which the Senate had set apart as a special order for the consideration of

Senate bill No. 175 (File No. 232), entitled

A bill to revise act No. 9, of the public acts of 1882, entitled "An act to provide for the assessment of property, and the levy and collection of taxes thereon," approved March 14, 1882.

Mr. Hubbell moved that the Senate go into the committee of the whole, with the President in the chair;

Which motion prevailed.

#### SPECIAL ORDER.

The Senate went into committee of the whole on the special order,

The President in the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 175 (File No. 232), entitled

A bill to revise act No. 9 of the public acts of 1882, entitled "An act to provide for the assessment of property, and the levy and collection of taxes thereon," approved March 14, 1882;

Have made some progress therein, but not having gone through therewith, have directed their chairman to report that fact to the Senate and ask leave to sit again on Saturday, May 23d, at 10 o'clock A. M.

A. BUTTARS, *Lt. Gov., Chairman.*

Report accepted.

On motion of Mr. Hubbell,

The request was granted.

The pending question being on the passage of

House joint resolution No. 44 (File No. 15), entitled

Joint resolution to amend section 2 of article 18 of the constitution of this State, relative to drain commissioners,

Mr. Edwards moved that the further consideration of the joint resolution be indefinitely postponed;

Which motion prevailed.

By unanimous consent, the Senate returned to the order of

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 22, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

*Resolved* (the Senate concurring), That the people of Michigan, fully aware of the integrity, rectitude, and blameless life of Hon. George V. N. Lothrop, United States Minister to Russia, feel that he needs no vindication in the community where he has lived so long; but inasmuch as he has been calumniated by strangers through a sensational and reckless press, the Legislature of Michigan speaking for the State desires to reiterate to the country its profound respect for Mr. Lothrop, its high estimate of his character and ability, to spurn the aspersions which have been cast upon him, and to again congratulate the President and the people of the United States on an appointment which in so eminent a degree secures to the public service a gentleman well fitted by his purity and commanding talents to cast honor upon the country which he will represent in foreign courts.

Which has been adopted by the House by a unanimous vote, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Spencer moved that the concurrent resolution be laid on the table; Which motion prevailed.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 22, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 143 (File No. 115), entitled

A bill to provide for continuance of actions in justices' courts in case of vacancy in the office, or sickness, absence, or other inability of the justice before whom the same shall have been commenced, to perform the duties of his office;

And to inform the Senate that the House has amended section 2 of the bill by inserting after the word "temporarily" in line 2 the words "or negligently;"

In the passage of which as thus amended the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Belknap moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Belknap,	Mr. Edwards,	Mr. Hueston,	Mr. Phelps,	
Brown,	Francis,	Kempf,	Smith, S. W.,	
Carpenter,	Greiner,	Moon,	Stephenson,	
Curtiss,	Heisterman,	Pennell,	Woodruff,	
Davis,	Hubbell,			18

NAYS.

Mr. Carveth,	Mr. Davenport,	Mr. Shoemaker,	3
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The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 22, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 277 (File No. 97), entitled

A bill to amend section 7 of act No. 44 of the session laws of 1859, being "An act for the benefit of fractional school district No. 1 of Vassar, and No. 2 of Tuscola," approved February 3, 1859;

In the passage of which the House has concurred by a majority vote of all

the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 22, 1885.* }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 145 (File No. 377), entitled

A bill to provide that all sureties upon official bonds shall make justification under oath of their pecuniary responsibility;

2. House bill No. 31 (File No. 163) entitled

A bill to amend section 4 of act No. 164 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," approved May 21, 1881, said section 4 being compiler's section 5029 of Howell's General Statutes;

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title and referred to the committee on the judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on education and public schools.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 22, 1885.* }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 676 (File No. 364), entitled

A bill making an appropriation for an engine and boiler house and sundry internal improvements in the State prison at Jackson, Michigan; also an appropriation for the purpose of manufacturing in said institution on State account;

2. House bill No. 526 (File No. 386), entitled

A bill to authorize the appointment of an assistant prosecuting attorney for Jackson county;

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title and referred to the committees on State prison and appropriations and finance jointly.



The second named bill was read a first and second time by its title, and referred to the committee on the judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 22, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 641 (File No. 389), entitled

A bill to amend sections 1 and 2 of act number 178 of the session laws of 1881, approved May 31, 1881, relative to jurisdiction of circuit courts in suits against mutual benefit, coöperative, and benevolent associations, being compiler's sections 4360 and 4361 of Howell's Annotated Statutes of 1882;

2. House bill No. 192 (File No. 349), entitled

A bill to prohibit the use of scrip or store orders in the payment of wages of laborers in shops and factories;

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on the judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 22, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 258 (File No. 229) entitled

A bill to amend sections 3, 6, and 33 of chapter 5, sections 1, 2, 3, 4, 5, and 6, and repeal sections 7 and 8 of chapter 10, amend sections 1, 3, 7, and 19 of chapter 22, sections 1, 4, and 14 of chapter 23, and section 2 of chapter 25 of act No. 358 of the session laws of 1875, entitled "An act to revise and amend the charter of the city of Jackson," approved April 24, 1875, as amended by the several acts amendatory thereof;

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 22, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 86 (File No. 355), entitled

A bill to authorize the establishment of a home for disabled volunteer soldiers, sailors, and marines in the State of Michigan;

Which has passed the House by a two thirds majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committees on military affairs and appropriations and finance jointly.

Mr. Stephenson moved to take from the table

Senate bill No. 55 (File No. 199), entitled

A bill to prohibit the use of the words "warranty deed," or similar words on any deed except on warranty deeds;

Which motion prevailed.

The pending question being on a motion to amend by striking out of section 1 the following:

"*Provided*, That all such blank deeds now printed and kept for sale shall not be affected by the provisions of this act if the person selling or offering such blank deeds for sale shall erase with ink any such words printed or written on such deeds,"

Mr. Edwards called for the yeas and nays.

The motion did not prevail by yeas and nays as follows:

YEAS.

Mr. Austin, Carveth, Cline,	Mr. Curtiss, Davenport, Davis,	Mr. Greiner, Moon, Phelps,	Mr. Sherwood, Shoemaker,	11
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NAYS.

Mr. Belknap, Brown, Carpenter, Edwards,	Mr. Francis, Heisterman, Hubbell,	Mr. Hueston, Kempf, Monroe,	Mr. Smith, G. A., Stephenson, Woodruff,	13
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The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Belknap, Brown, Carpenter, Carveth, Curtiss,	Mr. Davenport, Davis, Greiner, Hertzler, Hubbell,	Mr. Hueston, Monroe, Moon, Pennell, Phelps,	Mr. Smith, G. A., Smith, S. W., Stephenson, Woodruff,	19
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NAYS.

Mr. Austin, Cline,	Mr. Edwards, Francis,	Mr. Heisterman, Kempf,	Mr. Sherwood, Shoemaker,	8
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Title agreed to.

Mr. Phelps moved to take from the table

Senate bill No. 218 (File No. 181), entitled

A bill to provide for an appropriation for the preparation, publication, and distribution of the proceedings of the annual meetings of the Michigan Superintendents of the Poor for the years 1885 and 1886;

Which motion prevailed.

Mr. Belknap moved that the Senate concur in the amendments made to the bill by the House;

The motion did not prevail by yeas and nays as follows:

## YEAS.

Mr. Carpenter,	Mr. Davis,	Mr. Hertzler,	3
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## NAYS.

Mr. Austin,	Mr. Edwards,	Mr. Kempf,	Mr. Shoemaker,
Belknap,	Francis,	Monroe,	Smith, G. A.,
Brown,	Greiner,	Moon,	Smith, S. W.,
Carveth,	Heisterman,	Pennell,	Stephenson,
Cline,	Hubbell,	Phelps,	Woodruff,
Curtiss,	Hueston,	Sherwood,	23

Mr. Cline moved that the committee of the whole be discharged from the further consideration of

House bill No. 406 (File No. 328), entitled

A bill to amend section 57 of act No. 249 of the session laws of 1871, entitled "An act to incorporate the city of Alpena," approved March 29, 1871; as amended by act No. 311, local acts of 1877, approved April 23, 1877;

Which motion prevailed.

On motion of Mr. Cline,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Hertzler,	Mr. Pennell,
Belknap,	Davis,	Hubbell,	Phelps,
Brown,	Edwards,	Hueston,	Shoemaker,
Carpenter,	Francis,	Kempf,	Smith, S. W.,
Carveth,	Greiner,	Monroe,	Stephenson,
Cline,	Heisterman,	Moon,	Woodruff,
Curtiss,			25

## NAYS.

0

Title agreed to.

On motion of Mr. Cline,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Davenport moved to take from the table

House bill No. 206 (File No. 270), entitled

A bill to amend section 1 of an act entitled "An act to authorize the judges of probate of certain counties to appoint a register, and prescribing his duties and compensation," approved March 30, 1869, as amended, being compiler's section 535 of Howell's Annotated Statutes of Michigan;

Which motion prevailed.

The question being on the motion to amend the bill,

By striking out of section 1, line 9, the words "county of Wayne" and inserting in lieu thereof the words "counties of Wayne and St. Clair,"

The motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Hubbell,	Mr. Phelps,
Belknap,	Davis,	Hueston,	Sherwood,
Brown,	Edwards,	Kempf,	Shoemaker,
Carpenter,	Greiner,	Monroe,	Smith, G. A.,
Carveth,	Heisterman,	Moon,	Smith, S. W.,
Cline,	Hertzler,	Pennell,	Woodruff,
Curtiss,			

25

## NAYS.

0

## REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment :

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following :

Senate bill No. 263 (Senate File No. 185), entitled

A bill making appropriations for the current expenses and for buildings, etc., for the Michigan School for the Blind for the years 1885 and 1886 ;

Also,

Senate bill No. 136 (File No. 180), entitled

A bill making an appropriation for the purchase of books for the State library, and for other purposes ;

Also,

Senate bill No. 221 (Senate File No. 114) entitled

A bill to provide for heating, finishing, and furnishing of the asylum for insane criminals ;

Also,

Senate bill No. 23 (File No. 176), entitled

A bill to amend sections 3, 4, and 5, of chapter 1 of an act entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," being act No. 326 of the session laws of 1883, approved June 7, 1883, and to add three new sections to said chapter, to be known as sections 6, 7, and 8.

J. W. BELKNAP, *Chairman.*

Report accepted.

## THIRD READING OF BILLS.

Senate bill No. 196 (File No. 174), entitled

A bill to amend sections 6947 and 6948 of Howell's Annotated Statutes, being compiler's sections 5382 and 5383 of the compiled laws of 1871, relative to assignment of judgments in justices' courts,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Hueston,	Mr. Sherwood,
Belknap,	Francis,	Kempf,	Shoemaker,
Brown,	Greiner,	Monroe,	Smith, G. A.,
Carpenter,	Heisterman,	Moon,	Smith, S. W.,
Cline,	Hertzler,	Pennell,	Stephenson,
Curtiss,	Hubbell,	Phelps,	Woodruff,
Davis,			

25

## NAYS.

0

Title agreed to.

Senate bill No. 157 (File No. 109), entitled

A bill to amend Sec. 15 of chapter 259 of the compiled laws of 1871, being section 9468 of Howell's Annotated Statutes, relative to the exclusion of witnesses and spectators during trials before magistrates,

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Edwards moved to amend the bill as follows:

By striking out in section 15, line 5, the word "spectators" and inserting in lieu thereof the word "minors;"

Which motion prevailed, and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hubbell,	Mr. Sherwood,
Belknap,	Edwards,	Kempf,	Shoemaker,
Brown,	Francis,	Monroe,	Smith, G. A.,
Carpenter,	Greiner,	Moon,	Smith, S. W.,
Curtiss,	Heisterman,	Pennell,	Stephenson,
Davenport,	Hertzler,	Phelps,	Woodruff, 24

## NAYS.

0

Title agreed to.

The question being on agreeing to the title,

Mr. Hubbell moved to amend the title so as to read as follows:

A bill to amend section 15 of chapter 259 of the compiled laws of 1871, being section 9468 of Howell's Annotated Statutes, relative to the exclusion of witnesses and minors during trials before magistrates;

Which motion prevailed.

The title as amended was then agreed to.

Senate bill No. 296 (File No. 103), entitled

A bill making an appropriation of State swamp lands to aid the county of Jackson in straightening and opening a channel or outlet for Portage Lake, and to authorize a tax to complete the same, and to repeal act No. 132 of the session laws of 1881, entitled "An act to authorize and empower the board of control of State swamp lands to make an appropriation of swamp lands to drain certain overflowed lands in Jackson county," approved May 10, 1881;

Was read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Hertzler,	Mr. Sherwood,
Belknap,	Davis,	Hubbell,	Shoemaker,
Brown,	Edwards,	Kempf,	Smith, G. A.,
Carpenter,	Francis,	Monroe,	Smith, S. W.,
Carveth,	Greiner,	Moon,	Stephenson,
Curtiss,	Heisterman,	Pennell,	Woodruff, 24

## NAYS.

1

Mr. Phelps,

Title agreed to.

On motion of Mr. Shoemaker,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Curtiss,  
The Senate adjourned.

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*Lansing, Saturday, May 23, 1885.*

The Senate met and was called to order by the President at 9 o'clock A. M.

Roll called: a quorum present.

Absent without leave: Senator Spencer.

On motion of Mr. Belknap,

Mr. Spencer was excused for to-day's session.

On motion of Mr. G. A. Smith,

Leave of absence was granted to himself until Monday evening, May 25.

On motion of Mr. Henry,

Leave of absence was granted to himself at will on account of illness.

By the committee on printing:

The committee on printing, to whom was referred

House bill No. 601 (File No. 343), entitled

A bill to provide for the preparation, publication, and distribution of a legislative manual, annually,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JOHN L. CURTISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Curtiss,

The bill was laid on the table.

By the committee on military affairs:

The committee on military affairs, to whom was referred

House bill No. 411 (File No. 213), entitled

A bill to amend section 48, of chapter 3, being compiler's section 875, of the compiled laws of 1871, as amended by act number 28, of the session laws of 1875, approved March 12, 1875, as amended by act number 104, of the session laws of 1881, approved April 22, 1881, the same being section 916, of the general statutes of the State of Michigan, in force, compiled and annotated by Andrew Howell, relative to the compensation of State troops,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill

when so amended do pass, and ask to be discharged from the further consideration of the subject.

H. WOODRUFF, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Woodruff,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred

House bill No. 640, entitled

A bill to detach certain territory in the township of Middlebury, in Shiawassee county, and attach the same to the township of Ovid, in Clinton county,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

WM. H. FRANCOIS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Pulver,

The bill was laid on the table.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 125 (File No. 86), entitled

A bill to amend sections 21, 22, 23, 24, 29, 30, 32, 33, 35, 43, 49, 59, and 60 of an act entitled "An act to revise and amend the charter of the city of Battle Creek," approved April 2, 1879, and to repeal section 34 of said act.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, having the same title,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

W. H. FRANCOIS, *Chairman.*

On motion of Mr. Austin,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Hueston,	Mr. Sherwood,
Belknap,	Davis,	Kempf,	Shoemaker,
Brown,	Francis,	Moon,	Smith, G. A.,
Carpenter,	Greiner,	Pennell,	Smith, S. W.,
Cline,	Heisterman,	Phelps,	Stephenson,
Curtiss,	Hertzler,	Pulver,	Woodruff, 24

#### NAYS.

0

Title agreed to.

On motion of Mr. Austin,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. G. A. Smith moved that the committee of the whole be discharged from the further consideration of

Senate bill No. 300 (File No. 90), entitled

A bill to amend section 1 of act No. 177 of the session laws of 1881, entitled "An act relative to the delivery of grain by railway companies," approved May 31, 1881;

Which motion prevailed.

On motion of Mr. G. A. Smith,

The bill was placed on the order of third reading.

Mr. Kempf moved that the committee of the whole be discharged from the further consideration of

Senate bill No. 132 (File No. 235), entitled

A bill to provide for the deposit of the public moneys by the county treasurers with banking corporations on interest,

Which motion prevailed.

On motion of Mr. Kempf,

The bill was placed on the order of third reading.

Mr. Moon moved that the committee of the whole be discharged from the further consideration of

House bill No. 179 (File No. 179), entitled

A bill making ten hours a legal day's work;

Which motion prevailed.

On motion of Mr. Moon,

The bill was placed on the order of third reading.

Mr. Moon moved that the committee of the whole be discharged from the further consideration of

House bill No. 602 (File No. 288), entitled

A bill to amend sections 1, 3, 4, 5, 6, and 7 of act No. 15, of the session laws of 1883, being an act creating a bureau of labor and industrial statistics, and defining the powers and duties of the same;

Which motion prevailed.

On motion of Mr. Moon,

The bill was placed on the order of third reading.

#### THIRD READING OF BILLS.

Senate bill No. 310 (File No. 166), entitled

A bill to amend sections 10 and 12 of chapter 268, compiled laws of 1871, being compiler's sections 8135 and 8137, as amended by act 84, public acts of 1877, relative to the Reform School, being sections 9817 and 9819 of Howell's Annotated Statutes of 1882;

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. G. A. Smith moved to amend the bill as follows:

SEC. 15. Said board of control shall have the authority to designate some officer, teacher, or other employé of said board to be the agent thereof, who shall be known as the agent of the Reform School, and shall act in that capacity during the pleasure of said board. The duties of said agent shall be prescribed by said board and shall include visiting, at such times as said board shall direct, the wards of said board who shall have been placed in families or are released from the school on leave of absence, and report to said board the condition of said wards. It shall also be his duty to investigate applications for boys from the Reform School, and to find suitable homes for them. The salary and necessary traveling expenses of said agent shall first be examined and cer-



tified to as correct by said board of control and shall then be audited by the Board of State Auditors and paid from the general fund. The superintendent of the Reform School may at all times act as the agent of the Reform School, as provided for in this act.

Pending which,

On motion of Mr. Edwards,

The bill was laid on the table.

House bill No. 83 (File No. 256), entitled

A bill to define the qualifications of deputy sheriffs and under sheriffs to be hereafter appointed in this State,

Was read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Hubbell moved to indefinitely postpone the further consideration of the bill.

Mr. Pulver called for the yeas and nays.

Mr. Sherwood moved to lay the bill on the table;

Which motion did not prevail.

The motion to indefinitely postpone the further consideration of the bill then did not prevail, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,  
Belknap,  
Brown,

Mr. Carpenter,  
Carveth,  
Edwards,

Mr. Francis,  
Hubbell,  
Kempf,

Mr. Phelps,  
Smith, G. A.,  
Stephenson, 12

#### NAYS.

Mr. Cline,  
Curtiss,  
Davenport,  
Davis,

Mr. Greiner,  
Heisterman,  
Hueston,

Mr. Moon,  
Pennell,  
Pulver,

Mr. Sherwood,  
Shoemaker,  
Woodruff,

13

On motion of Mr. Shoemaker,

The bill was laid on the table.

House bill No. 181 (File No. 103), entitled

A bill to amend section 5, of chapter 178, of the compiled laws of 1871, entitled "An act to amend chapter 93, of the revised statutes of 1846, entitled 'Of courts held by justices of the peace,'" the same being section 6818, of Howell's Annotated Statutes;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,  
Belknap,  
Brown,  
Carpenter,  
Carveth,  
Oline,

Mr. Curtiss,  
Davenport,  
Davis,  
Edwards,  
Francis,  
Heisterman,

Mr. Hertzler,  
Hubbell,  
Hueston,  
Kempf,  
Moon,  
Phelps,

Mr. Pulver,  
Sherwood,  
Shoemaker,  
Smith, G. A.,  
Stephenson,  
Woodruff, 24

#### NAYS.

0

Title agreed to.

On motion of Mr. Brown,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 684 (File No. 260), entitled

A bill to require prosecuting attorneys in each county to furnish the Attorney General with a statement of the case and briefs in all criminal cases and proceedings removed from their counties to the Supreme Court,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Belknap,	Mr. Davis,	Mr. Kempf,	Mr. Shoemaker,
Brown,	Francis,	Moon,	Smith, G. A.,
Carveth,	Heisterman,	Phelps,	Stephenson,
Davenport,	Hubbell,	Sherwood,	Woodruff, 16

NAYS.

Mr. Austin,	Mr. Cline,	Mr. Ourtiss,	Mr. Smith, S. W.,
Carpenter,			5

Mr. Carveth moved to reconsider the vote by which the Senate refused to pass the bill;

Which motion prevailed.

The question being on the passage of the bill,

And pending the taking of the vote thereon,

By unanimous consent,

Mr. Belknap moved to amend the bill as follows:

By adding to the end of section 1 the following:

*Provided*, That the attorney general shall recommend to the Board of State Auditors, and they shall pay to the prosecuting attorneys making such reports, such compensation as shall be just and reasonable,

Which motion did not prevail.

On motion of Mr. Carveth,

The bill was laid on the table.

Senate bill No. 300 (File No. 90), entitled

A bill to amend section 1 of act No. 177, of the session laws of 1881, entitled "An act relative to the delivery of grain by railway companies," approved May 31, 1881,

Was read a third time, and the question being upon its passage, pending the taking of the vote thereon,

The President announced the hour for the special order, being the consideration of

Senate bill No. 175 (File No. 232), entitled

A bill to revise act No. 9 of the public acts of 1882, entitled "An act to provide for the assessment of property, and the levy and collection of taxes thereon," approved March 14, 1882.

SPECIAL ORDER.

The Senate went into the committee of the whole on the special order,

The President in the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 175 (File No. 232) entitled

A bill to revise act No. 9 of the public acts of 1882, entitled "An act to

provide for the assessment of property, and the levy and collection of taxes thereon," approved March 14, 1882,

Have made some progress therein, but not having gone through therewith, have directed their chairman to report that fact to the Senate and ask leave to sit again.

A. BUTTARS, *Lieut. Governor, Chairman.*

Report accepted.

On motion of Mr. Hubbell,

The committee was granted leave to sit again.

On motion of Mr. Hubbell,

The Senate took a recess until 2 o'clock P. M.

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#### AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

The following report was made:

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 277 (File No. 97), entitled

A bill to amend section 7 of act No. 44 of the session laws of 1859, being "An act for the benefit of fractional school district No. 1, of Vassar, and No. 2, Tuscola," approved Feb. 3, 1859;

Also,

Senate bill No. 143 (File No. 115), entitled

A bill to provide for continuance of actions in justices' courts in case of vacancy in the office, or sickness, absence, or other inability of the justice before whom the same shall have been commenced, to perform the duties of his office;

Also,

Senate bill No. 172 (File No. 227), entitled

A bill to incorporate the public schools of the village of Fenton, of the township of Fenton, Geneses county, Mich.

J. W. BELKNAP, *Chairman.*

Report accepted.

Mr. Hubbell moved that when the Senate adjourn to-day it stand adjourned until Monday at 2 o'clock P. M.

Which motion prevailed.

On motion of Mr. Curtiss,

Leave of absence was granted to himself for Monday.

On motion of Mr. Davenport,

Leave of absence was granted to himself for Monday.

On motion of Mr. Edwards,

Leave of absence was granted to himself for Monday.

## SPECIAL ORDER.

On motion of Mr. Belknap,  
The Senate went into committee of the whole for the further consideration of

Senate bill No. 175 (File No. 232), entitled

A bill to revise act No. 9, of the public acts of 1882, entitled "An act to provide for the assessment of property, and the levy and collection of taxes thereon," approved March 14, 1882,

The President in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have also had under consideration the following:

Senate bill No. 175 (File No. 232), entitled

A bill to revise act No. 9 of the public acts of 1882, entitled "An act to provide for the assessment of property, and the levy and collection of taxes thereon," approved March 14, 1882,

Have made sundry amendments thereto and report the same back to the Senate, asking concurrence therein, and recommending that the bill be reprinted and placed upon the order of third reading of bills.

A. BUTTARS, *Lieut. Governor, Chairman.*

Report accepted.

On motion of Mr. Shoemaker,

The amendments made by the committee to the bill were concurred in.

The bill was then ordered reprinted and placed on the order of third reading of bills.

On motion of Mr. Belknap,

The Senate adjourned.

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*Lansing, Monday, May 25, 1885.*

The Senate met and was called to order by the President at 2 o'clock P. M.

Prayer by Rev. Mr. Valentine.

Roll called: a quorum not present.

Absent without leave: Senators Belknap, Carpenter, Carveth, Hertzler, Hubbell, Hueston, Kempf, Phelps, Shoemaker, Smith, G. A.

On motion of Mr. Austin,

The Senate adjourned.

*Lansing, Tuesday, May 26, 1885.*

The Senate met and was called to order by the President at 9 o'clock A. M.

Roll called : a quorum present.

Absent without leave : Senators Carveth, Hertzler, and Monroe.

On motion of Mr. Sherwood,

Leave of absence was granted to Mr. Monroe for the day.

On motion of Mr. S. W. Smith,

Leave of absence was granted to Mr. Carveth until Friday, May 29.

On motion of Mr. Greiner,

Leave of absence was granted to Mr. Hertzler for the day.

#### PETITIONS.

No. 737. To the Secretary by mail : Resolutions of the board of councilmen of Detroit, which were ordered spread on the Journal and laid on the table.

The following are the resolutions :

By Councilman Champion :

WHEREAS, The Legislature at Lansing have with much unanimity passed the annexation bill, so called, adding certain territory to the city limits of Detroit ;

AND WHEREAS, This action fully accords with the wishes of this Board, as often expressed to the Legislature in the adoption of resolutions from time to time to that effect ;

*Resolved*, That the thanks of this Board be and are hereby tendered to the State Senate and House of Representatives for their action, and to the city attorney for his earnest efforts to that end ;

*Resolved*, That the Governor of the State be and is hereby respectfully requested to sign said bill so that the same shall become law without delay, and the object so desirable and important may be attained ;

*Resolved*, That a copy of these resolutions be transmitted by the city clerk to the Senate, House of Representatives, and also to the Governor of the State.

Adopted as follows :

Yeas—Councilmen Chamberlain, Champion, Conahan, Dust, Goebel, Look, Raynor, Streeter, and the President—9.

Nays—None.

STATE OF MICHIGAN }  
CITY OF DETROIT. } ss.

*City Clerk's Office, Detroit.*

I, Alex A. Sænger, Clerk of the city of Detroit, in said State, do hereby certify that the foregoing and annexed paper is a true copy of a resolution adopted by the board of councilmen, at a session held on the 22d day of May, 1885, as appears from the journal of said board remaining in the office of the city clerk of Detroit, aforesaid ; that I have compared the same with the original in my office, and the same is a correct transcript therefrom, and of the whole of such original.

In witness whereof I have hereunto set my hand and affixed  
[L. S.] the corporate seal of said city, at Detroit, this 23d day of May,  
A. D. 1885.

ALEX A. SÆNGER, *City Clerk.*

No. 738. By Mr. Sherwood: Petition of Dwight Warren and 36 others, of Berrien county, relating to soldiers' bounties;

No. 739. By Mr. Davenport: Petition of Oscar Jewett and 158 others of Saginaw, same object;

The two petitions were referred to the committee on military affairs.

#### REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 657 (File No. 367), entitled

A bill to amend sections 27, 39 and 93, and to repeal section 90 of an act entitled "An act to incorporate the city of Ionia," approved March 21, 1873, as amended,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

WM. H. FRANCIS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Belknap.

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hueston,	Mr. Sherwood,
Belknap,	Francis,	Kempf,	Smith, G. A.,
Brown,	Greiner,	Moon,	Smith, S. W.,
Carpenter,	Hawley,	Pennell,	Spencer,
Curtiss,	Heisterman,	Phelps,	Stephenson,
Davenport,	Hubbell,	Pulver,	Woodruff, 24

#### NAYS.

0

Title agreed to.

On motion of Mr. Belknap,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 588 (File No. 346), entitled

A bill to re-incorporate the village of Birmingham, in the county of Oakland,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

WM. H. FRANCIS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Francis,

The Senate concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred Senate bill No. 254, entitled

A bill to amend the charter of the village of Lowell,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the accompanying substitute therefor, entitled.

A bill to amend sections 20, 22, 23, 24, 25, 26, 27, 28, 29 and 40 of act 211 of session laws of 1861, entitled An act to incorporate the village of Lowell, approved March 15, 1861, and the acts amendatory thereto,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

WM. H. FRANCIS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Francis,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

On motion of Mr. Francis,

The rules were suspended and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Hueston,	Mr. Sherwood,
Belknap,	Francis,	Kempf,	Shoemaker,
Brown,	Greiner,	Moon,	Smith, G. A.,
Carpenter,	Hawley,	Pennell,	Smith, S. W.,
Curtiss,	Heisterman,	Phelps,	Spencer,
Davenport,	Hubbell,	Pulver,	Woodruff,
Davis,			

25

#### NAYS.

0

Title agreed to.

On motion of Mr. Curtiss,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 258 (File No. 229), entitled

A bill to amend sections 3, 6, and 33 of chapter 5, sections 1, 2, 3, 4, 5, and 6, and repeal sections 7 and 8 of chapter 10, amend sections 1, 3, 7, and 19 of chapter 22, sections 1, 4, and 14 of chapter 23, and section 2 of chapter 25 of act No. 358 of the session laws of 1875, entitled "An act to revise and amend the charter of the city of Jackson," approved April 24, 1875, as amended by the several acts amendatory thereof.

J. W. BELKNAP, *Chairman*.

Report accepted.

## MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
LANSING, May 23, 1885. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bill:  
House bill No. 156, entitled

A bill to authorize the village of Brighton, in the county of Livingston, to raise money to make public improvements in said village;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and

On motion of Mr. Pulver,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Kempf,	Mr. Shoemaker,
Brown,	Francis,	Moon,	Smith, G. A.,
Carpenter,	Greiner,	Pennell,	Smith, S. W.,
Curtiss,	Hawley,	Phelps,	Spencer,
Davenport,	Heisterman,	Pulver,	Stephenson,
Davis,	Hueston,	Sherwood,	Woodruff, 24

## NAYS.

0

Title agreed to.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 26, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 125 (File No. 86), entitled

A bill to amend sections 21, 22, 23, 24, 29, 30, 32, 33, 35, 43, 49, 59, and 60 of an act entitled "An act to revise and amend the charter of the city of Battle Creek," approved April 2, 1879, and to repeal section 34 of said act,

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

## MOTIONS AND RESOLUTIONS.

Mr. Curtiss moved that the committee of the whole be discharged from the further consideration of

House bill No. 58 (File No. 217), entitled



A bill to revise and amend sections 4, 5, 6, 7, 8, 9, 10, 11, 13, 14, 15, 17, 19, and 20 of an act entitled "An act to establish and organize a municipal court in the city of Grand Rapids, to be known and called 'the police court of Grand Rapids,' and to repeal an act entitled 'An act to establish and organize a police court in the city of Grand Rapids,' approved April 30, 1873, and all amendments thereto, and all acts and parts of acts in any wise contravening the provisions of this act," being act No. 76 of the session laws of 1879, approved May 13, 1879.

Which motion prevailed.

On motion of Mr. Curtiss,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Curtiss moved to amend the bill as follows:

By inserting in section 1, line 2, after the word "eleven" the word "twelve,"

Which motion prevailed, and the bill was so amended.

By unanimous consent, Mr. Curtiss moved to further amend the bill as follows:

By adding to the end of section 8 the following:

"Which said salaries shall be allowed, and paid monthly out of the treasury of said city in the same manner that other charges against said city are allowed and paid;"

Which motion prevailed, and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

#### YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hueston,	Mr. Shoemaker,
Belknap,	Edwards,	Kempf,	Smith, G. A.,
Brown,	Francis,	Moon,	Smith, S. W.,
Carpenter,	Greiner,	Pennell,	Spencer,
Cline,	Hawley,	Pulver,	Woodruff,
Curtiss,	Heisterman,	Sherwood,	

23

#### NAYS.

0

Title agreed to.

On motion of Mr. Curtiss,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

#### THIRD READING OF BILLS.

House bill No. 334 (File No. 189), entitled

A bill to amend section 30 of chapter 153 of the revised statutes of 1846, being section 7539 of the compiled laws of 1871, relative to offenses against the lives and persons of individuals,

Was read a third time, and

On motion of Mr. Pulver,

The bill was recommitted to the committee on judiciary.

House bill No. 554 (File No. 195), entitled

A bill making it a felony to manufacture, buy, sell, furnish, or cause to be furnished, or have in possession any nitro-glycerine, dynamite, giant powder,

or any other dangerous explosive material for unlawful purposes, and to provide a punishment for the same,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Hueston,	Mr. Sherwood,
Belknap,	Francis,	Moon,	Smith, G. A.,
Brown,	Greiner,	Pennell,	Smith, S. W.,
Carpenter,	Heisterman,	Phelps,	Spencer,
Cline,	Hubbell,	Pulver,	Woodruff,
Curtiss,			

21

## NAYS.

0

Title agreed to.

House bill No. 386 (File No. 171), entitled

A bill to amend sections 80 and 81, of chapter 247 of Howell's Annotated Statutes, being compiler's sections 6670 and 6671, relative to proceedings against absent, concealed, and non-resident defendants, in courts of chancery,

Was read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hueston,	Mr. Sherwood,
Belknap,	Edwards,	Kempf,	Smith, G. A.,
Brown,	Francis,	Moon,	Smith, S. W.,
Carpenter,	Greiner,	Pennell,	Spencer,
Cline,	Heisterman,	Phelps,	Stephenson,
Curtiss,	Hubbell,	Pulver,	Woodruff,
Davenport,			

25

## NAYS.

0

Title agreed to.

House bill No. 450 (File No. 249), entitled

A bill to protect defendants in actions when they have given notice of set-off,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Hubbell,	Mr. Pulver,
Belknap,	Davis,	Hueston,	Sherwood,
Brown,	Edwards,	Kempf,	Smith, G. A.,
Carpenter,	Francis,	Moon,	Smith, S. W.,
Cline,	Greiner,	Pennell,	Spencer,
Curtiss,	Heisterman,	Phelps,	Stephenson, 24

## NAYS.

0

Title agreed to.

Senate bill No. 141 (File No. 217), entitled

A bill to provide for bringing suits against coöperative and mutual insurance societies and associations organized under the laws of other States or territories and doing business in this State;

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Edwards moved to amend the bill as follows:

By striking out of the written amendment in section 1, the words "after the

passage of this act," and inserting in lieu thereof the words "within sixty days after this act takes effect ;"

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor by yeas and nays as follows :

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Moon,	Mr. Shoemaker,
Belknap,	Francis,	Pennell,	Smith, G. A.,
Brown,	Heisterman,	Phelps,	Smith, S. W.,
Carpenter,	Hueston,	Pulver,	Spencer,
Cline,	Kempf,	Sherwood,	Stephenson,
Curtiss,			

21

## NAYS.

Mr. Davenport,	Mr. Hawley,	
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2

Title agreed to.

House bill No. 142 (File No. 96), entitled

A bill to amend sections 50 and 51 of act No. 180 of the session laws of 1875, also compiler's sections 6255 of the compiled laws of 1871, said sections being continuous sections 7836, 7837, 7838, and 7839 of Howell's Annotated Statutes, relative to the action of ejectment,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Cline,	Mr. Greiner,	Mr. Hubbell,	Mr. Pulver,
Davis,	Hawley,	Pennell,	Smith, S. W.,
Francis,	Heisterman,		

10

## NAYS.

Mr. Austin,	Mr. Curtiss,	Mr. Kempf,	Mr. Phelps,
Brown,	Davenport,	Moon,	Woodruff,
Carpenter,	Edwards,		

10

Mr. S. W. Smith moved to reconsider the vote by which the Senate refused to pass the bill ;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. S. W. Smith,

The bill was laid on the table.

House bill No. 350 (File No. 188), entitled

A bill to amend section 1 of act No. 18 of the session laws of 1877, being compiler's section 6747 of Howell's Annotated Statutes of Michigan, relative to sales of lands in pursuance of decrees in chancery,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Hubbell,	Mr. Smith, G. A.,
Belknap,	Davis,	Hueston,	Smith, S. W.
Brown,	Edwards,	Kempf,	Spencer,
Carpenter,	Francis,	Moon,	Stephenson,
Cline,	Greiner,	Phelps,	Woodruff,
Curtiss,	Heisterman,	Pulver,	

23

## NAYS.

0

Title agreed to.

House bill No. 390 (File No. 281), entitled

A bill to establish the police court of the city of Detroit,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hueston,	Mr. Shoemaker,
Belknap,	Edwards,	Kempf,	Smith, G. A.,
Brown,	Francis,	Moon,	Smith, S. W.,
Carpenter,	Hawley,	Phelps,	Spencer,
Curtiss,	Heisterman,	Pulver,	Stephenson,
Davenport,	Hubbell,	Sherwood,	Woodruff, 24

## NAYS.

0

Title agreed to.

Senate bill No. 226 (File No. 237), entitled

A bill to amend sections 13, 15, and 17 of Article 4 of act No. 198 of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State, and the several acts amendatory thereof," and to add two new sections thereto to stand as sections 22 and 23, for the prevention of trespassing on railroad tracks and providing penalties for violations of subdivision fifth, section 9, of Article 2 of said act No. 198, session laws of 1871,

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Belknap moved to amend the bill as follows:

By inserting in line 22, section 15 after the word "pattern," the following: "or it may be constructed as follows: At a height of six inches from the ground a barbed fence wire; at 13 inches from the ground a second barbed wire; at twenty inches from the ground a third barbed wire; at 28 inches from the ground a fourth barbed wire; at 37 inches from the ground a fifth barbed wire; at 48 inches from the ground a six-inch pine or hemlock fence board, capped with a six-inch pine or hemlock fence board;

Which motion prevailed.

By unanimous consent, Mr. Kempf moved to further amend the bill as follows:

By striking out of section 45, lines 8, 9, 10 and 11, the following: "*Provided*, That excess in weight over such rated capacity, not exceeding ten per cent thereof, shall be carried at the proportionate part of the car-load rate, and all excess over and above such ten per cent may be charged for at once and a half the rate at which the freight loaded on such car has been agreed to be carried ;"

On motion of Mr. Hubbell,

The bill was laid on the table.

On motion of Mr. Hubbell,

The Senate took a recess until 2 o'clock P. M.

## AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.  
Roll called: a quorum present.

## THIRD READING OF BILLS.

Senate bill No. 175 (File No. 232), entitled

A bill to revise act No. 9, of the public acts of 1882, entitled "An act to provide for the assessment of property, and the levy and collection of taxes thereon," approved March 14, 1882,

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Hubbell moved to amend the bill as follows:

By inserting in section 36, line 23, after the word "treasurer" the words "or other collecting officer;"

Which motion prevailed and the bill was so amended.

By unanimous consent, Mr. Pennell moved to further amend the bill as follows:

By striking out of section 13, lines 12, 13, and 14, the words: "*Third*, All *bona fide* indebtedness owing by such person, giving an itemized statement in detail, and to whom owing, and the residence of such creditors, and the amount due each, provided he desires to have the same deducted from his credits;

Which motion did not prevail.

By unanimous consent, Mr. Oline moved to further amend the bill as follows:

By striking out of section 11, lines 15 and 16, the following:

"*Provided*, That shares owned by a person residing within the county where the bank is located shall be assessed in the town where he resides."

Mr. Oline called for the yeas and nays.

Mr. Hubbell moved the previous question upon the amendment;

Which was demanded by a majority of the Senators.

The question being, shall the main question be now put,

The same was ordered.

The motion did not prevail, by yeas and nays, as follows:

## YEAS.

Mr. Oline,

Mr. Shoemaker,

2

## NAYS.

Mr. Anstin,

Mr. Francis,

Mr. Hueston,

Mr. Smith, G. A.,

Belknap,

Greiner,

Kempf,

Smith, S. W.,

Brown,

Hawley,

Moon,

Spencer,

Davenport,

Heisterman,

Phelps,

Stephenson,

Davis,

Hertzer,

Sherwood,

Woodruff,

Edwards,

Hubbell,

22

By unanimous consent, Mr. Edwards moved to further amend the bill as follows:

1. By inserting in section 36, line 10, after the word "other" the word "personal;"

2. By striking out of same section, line 23, the word "village" where it twice occurs;

Which motion prevailed and the bill was so amended.

By unanimous consent, Mr. Edwards moved to further amend the bill as follows:

By striking out of section 38, line 2, the words "by any legal proceedings;"

Which motion did not prevail.

By unanimous consent, Mr. Hubbell moved to further amend the bill as follows:

By inserting in section 49, line 3, after the word "March" the words "and the Auditor General is hereby authorized, when in his judgment it may be deemed expedient, to extend the time in which said transcript shall be returned to him;"

Which motion prevailed and the bill was so amended.

By unanimous consent, Mr. Cline moved to further amend the bill as follows:

By inserting in section 104, line 6, after the word "title" the words "the amount for which said land was sold;"

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hueston,	Mr. Shoemaker,
Belknap,	Edwards,	Kempf,	Smith, G. A.,
Brown,	Francis,	Moon,	Smith, S. W.,
Carpenter,	Greiner,	Phelps,	Spencer,
Cline,	Heisterman,	Pulver,	Stephenson,
Curtiss,	Hertzler,	Sherwood,	Woodruff,
Davenport,	Hubbell,		

26

#### NAYS.

Mr. Hawley, Mr. Pennell,

2

The question being on agreeing to the title,

Mr. Hubbell moved to amend the title so as to read as follows:

A bill to provide for the assessment of property, and the levy and collection of taxes thereon;

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Hubbell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent, the Senate returned to the order of

#### REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 526 (File No. 386), entitled

A bill to authorize the appointment of an assistant prosecuting attorney for Jackson county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Shoemaker,

The bill was placed on the order of third reading.

By the committees on asylums for insane and judiciary:

The committees on asylums for insane and judiciary, to whom was referred jointly,

House bill No. 447 (File No. 156), entitled

A bill to amend, revise and consolidate the laws organizing asylums for the insane, and regulating the care and management thereof, and of the inmates therein, and to repeal act 164, laws of 1859; also act 194, laws of 1873 and the acts amendatory thereto; also act 172, laws of 1873.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, and without recommendation as to its passage, and ask to be discharged from the further consideration of the subject.

HORACE. C. SPENCER,

*Chairman Committee on Asylums for the Insane.*

JAY A. HUBBELL,

*Chairman Judiciary Committee.*

Report accepted and committee discharged.

On motion of Mr. Kempf,

The further consideration of the bill was made a special order for Wednesday, May 27, at 10 o'clock A. M.

Mr. Hawley moved that the committee of the whole be discharged from the further consideration of

House bill No. 388 (File No. 246), entitled

A bill to provide for the retirement of aged and disabled firemen and the payment of pensions to the wives and children of deceased firemen killed in the service of the city of Detroit;

Which motion did not prevail.

Mr. Hawley offered the following resolution:

*Resolved*, That a respectful message be sent to the House asking for the return of

House bill No. 194 (File No. 268), entitled

A bill to establish a board of building inspectors in and for the city of Detroit, and to define its powers and duties;

Which was adopted.

Mr. Austin moved to take from the table

Senate bill No. 226 (File No. 237), entitled

A bill to amend sections 13, 15, and 17, of article 4 of act number 198 of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad, and other corporations owning or operating any railroad in this State, and the several acts amendatory thereof," and to add two new sections thereto to stand as sections 22 and 23, for the prevention of trespassing on railroad tracks and providing penalties for violations of subdivision fifth, section 9 of article 2 of said act number 198, session laws of 1871;

Which motion prevailed.

The question being on the motion to strike out of section 45 the following proviso:

*Provided*, That excess in weight over such rated capacity, not exceeding ten per cent thereof, shall be carried at the proportionate part of the car load rate, and all excess over and above such ten per cent may be charged for at once and a half the rate at which the freight loaded on such car has been agreed to be carried.

Mr. G. A. Smith moved as a substitute therefor to strike out of said section the following words: "Capacity as rated: *Provided*, That excess in weight over such rated capacity, not exceeding ten per cent thereof, shall be carried at the proportionate part of the car load rate, and all excess over and above such ten per cent may be charged for at once and a half the rate at which the freight loaded on such car has been agreed to be carried, and insert in lieu thereof the word "weight;"

Which substitute was accepted.

The substitute was not adopted.

By unanimous consent, Mr. Austin moved to amend the bill as follows:

1. By striking out in section 15, line 15, the word "three inches;"

2. By inserting in same section, line 33, after the word "therefor," the words "as the owner or occupant of the premises may elect;"

3. By inserting in same section, line 37, after the words "so applied for" as follows: "Or as to the plan or construction of the gates;"

Which motion prevailed and the bill was so amended.

By unanimous consent Mr. Sherwood moved to further amend the bill as follows:

By striking out "section 15."

Mr. Curtiss called for the yeas and nays.

The motion then did not prevail, by yeas and nays, as follows:

#### YEAS.

Mr. Belknap,	Mr. Heisterman,	Mr. Phelps,	Mr. Smith, G. A.,
Curtiss,	Hubbell,	Sherwood,	Woodruff, 8

#### NAYS.

Mr. Austin,	Mr. Davis,	Mr. Kempf,	Mr. Shoemaker,
Carpenter,	Greiner,	Moon,	Spencer,
Cline,	Hueston,	Pulver,	11

By unanimous consent, Mr. Curtiss moved to further amend the bill as follows:

By striking out section 45 of the bill;

Which motion did not prevail.

The bill as amended was then not passed, a majority of all the Senators elect not voting therefor by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Greiner,	Mr. Moon,	Mr. Shoemaker,
Carpenter,	Hawley,	Phelps,	Smith, S. W.,
Cline,	Hueston,	Pulver,	Spencer,
Davis,	Kempf,		14

#### NAYS.

Mr. Belknap,	Mr. Francis,	Mr. Hubbell,	Mr. Smith, G. A.,
Curtiss,	Heisterman,	Sherwood,	Woodruff, 8

Mr. Austin moved to reconsider the vote by which the Senate refused to pass the bill;



Which motion prevailed.  
 The question being on the passage of the bill,  
 On motion of Mr. Austin,  
 The bill was laid on the table.  
 The Senate resumed the order of

## THIRD READING OF BILLS.

House bill No. 542 (File No. 272), entitled  
 A bill to provide for and preserve the purity of the judiciary.  
 Was read a third time, and pending the taking of the vote thereon,  
 By unanimous consent, Mr. Hubbell moved to amend the bill as follows:  
 By striking out in section 1, line 10, the words "either" and "or with-  
 out."

Mr. Hubbell called for the yeas and nays.

The motion then prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Heisterman,	Mr. Moon,	Mr. Smith, S. W.,	
Belknap,	Hertzler,	Phelps,	Spencer,	
Carpenter,	Hubbell,	Sherwood,	Stephenson,	
Edwards,	Hueston,	Smith, G. A.,	Woodruff,	
Francis,	Kempf,			18

## NAYS.

Mr. Oline,	Mr. Davenport,	Mr. Greiner,	Mr. Pulver,	
Curtiss,	Davis,	Pennell,	Shoemaker,	8

Mr. Pulver moved to strike out the enacting clause;

Which motion prevailed.

On motion of Mr. Pulver,

The bill was laid on the table.

Mr. Oline moved that the Senate do now adjourn.

Which motion did not prevail.

House bill No. 169 (File No. 292), entitled

A bill to amend section 1 of an act entitled "An act to authorize proceedings by garnishment in the circuit courts and the district court of the Upper Peninsula," approved March 16, 1861, as the same has been amended by the several acts amendatory thereof, the same being section 8058 of Howell's Annotated Statutes of the State of Michigan,

Was read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Belknap,	Mr. Francis,	Mr. Kempf,	Mr. Shoemaker,	
Carpenter,	Greiner,	Moon,	Smith, G. A.,	
Oline,	Hawley,	Pennell,	Smith, S. W.,	
Curtiss,	Heisterman,	Phelps,	Spencer,	
Davenport,	Hertzler,	Sherwood,	Woodruff,	
Edwards,	Hubbell,			22

## NAYS.

0

Title agreed to.

Mr. Hawley moved that the Senate do now adjourn;

Which motion did not prevail.

Mr. S. W. Smith moved that the Senate take a recess until 7:30 o'clock P. M.;

Which motion did not prevail.

Mr. Cline moved that the Senate do now adjourn;

Which motion did not prevail.

House bill No. 448 (File No. 296), entitled

A bill to amend compiler's section 6131 of the compiled laws of 1871, relative to judgments and executions, being section 7716 of Howell's Annotated Statutes of 1882,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor by yeas and nays as follows:

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Kempf,	Mr. Smith, G. A.,
Carpenter,	Heisterman,	Moon,	Smith, S. W.,
Davenport,	Hubbell,	Shoemaker,	Spencer,
Davis,	Hueston,		
			14

## NAYS.

Mr. Belknap,	Mr. Francis,	Mr. Hawley,	Mr. Woodruff,
Curtiss,	Greiner,	Phelps,	
			7

Mr. Spencer moved to reconsider the vote by which the Senate refused to pass the bill;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Spencer,

The bill was laid on the table.

House bill No. 117 (File No. 332), entitled

A bill relating to the proof of instruments in writing;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hertzler,	Mr. Sherwood,
Belknap,	Edwards,	Hubbell,	Shoemaker,
Carpenter,	Francis,	Hueston,	Smith, G. A.,
Cline,	Greiner,	Kempf,	Spencer,
Curtiss,	Hawley,	Moon,	Stephenson,
Davenport,	Heisterman,	Pennell,	Woodruff,
			24

## NAYS.

0

Title agreed to.

On motion of Mr. Cline,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Pennell,

The Senate adjourned.

*Lansing, Wednesday, May 27, 1885.*

The Senate met and was called to order by the President at 9 o'clock A. M.  
Prayer by the Rev. Mr. Ford,  
Roll called: a quorum present.  
Absent without leave: Senator Monroe.  
On motion of Mr. Sherwood,  
Leave of absence was granted to Mr. Monroe for the day.

QUESTION OF PRIVILEGE.

Mr. Carveth stated that as it would appear from the Journal of yesterday that he was absent with leave, and that consequently his vote was not recorded upon the passage of

Senate bill No. 175 (File No. 232), entitled

A bill to revise act No. 9, of the public acts of 1882, entitled "An act to provide for the assessment of property, and the levy and collection of taxes thereon," approved March 14, 1882,

Therefore he requested that his vote be recorded in favor of the passage of said bill.

REPORTS OF STANDING COMMITTEES.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 402 (File No. 36b), entitled

A bill to amend sections 30 and 52 of chapter 78 of the compiled laws of 1871, being compiler's sections 2590 and 2612 of said compilation, and being sections 3625 and 3647 of Howell's Annotated Statutes, relative to plank roads;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

MICHAEL GREINER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 367 (File No. 351), entitled

A bill to encourage the construction of wire or other open fences on public highways,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

MICHAEL GREINER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on roads and bridges :

The committee on roads and bridges, to whom was referred

House bill No. 492 (File No. 383), entitled

A bill to amend sections 4 and 7 of chapter 3, section 5 of chapter 11, and to repeal section 14 of chapter 12 of act No. 10 of the session laws of 1882, being "An act to amend sections 4, 5, and 8 of chapter 2, sections 4 and 7 of chapter 3, section 3 of chapter 4, and sections 5 and 13 of chapter 11, and to add a new section to chapter 12 to stand as section 14 of act No. 243 of the session laws of 1881, entitled 'An act to revise and consolidate the laws relating to the establishment, opening, and improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State,' " approved June 8, 1881,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

MICHAEL GREINER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on horticulture :

The committee on horticulture, to whom was referred

House bill No. 263 (File 208), entitled

A bill to provide for enclosing, filling, or fencing any shaft, pit-hole, or trench on any uninclosed or unoccupied lands within this State,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

HARVEY C. SHERWOOD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Sherwood,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committees on cities and villages and counties and townships jointly :

The committees on cities and villages and counties and townships jointly, to whom was referred

House bill No. 561 (File No. 347), entitled

A bill to authorize the township boards of the townships of Albion and Sheridan, also the city council of the city of Albion, to transfer certain cemetery property to a board of trustees organized under the laws of 1881, authorizing such boards and prescribing their powers and duties,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

WM. H. FRANCIS,  
*Chairman of both Committees.*

Report accepted and committee discharged.

On motion of Mr. Austin,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Heisterman,	Mr. Sherwood,
Belknap,	Davis,	Hueston,	Smith, G. A.,
Brown,	Edwards,	Kempf,	Smith, S. W.,
Carpenter,	Francis,	Moon,	Spencer,
Carveth,	Greiner,	Pennell,	Stephenson,
Cline,	Hawley,	Phelps,	Woodruff,
Curtiss,			

25

## NAYS.

0

Title agreed to.

On motion of Mr. Austin,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

## MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE,  
Lansing, May 26, 1885. }

*To the Senate :*

I have this day approved, signed, and deposited in the office of the Secretary of State,

[Senate bill No. 263, File No. 185, being]

An act making appropriations for the current expenses and for buildings, etc., for the Michigan School for the Blind for the years 1885 and 1886;

Also,

[Senate bill No. 136, File No. 180, being]

An act making an appropriation for the purchase of books for the State Library and for other purposes;

Also,

[Senate bill No. 221, File No. 114, being]

An act to provide for heating, finishing, and furnishing of the asylum for insane criminals;

Also,

[Senate bill No. 277, File No. 97, being]

An act to amend section 7 of act No. 44 of the session laws of 1859, being "An act for the benefit of fractional school district No. 1 of Vassar, and No. 2 of Tuscola," approved February 3, 1859;

Also,

[Senate bill No. 143, File No. 115, being]

An act to provide for continuance of actions in justices' courts in case of vacancy in the office, or sickness, absence, or other inability of the justice before whom the same shall have been commenced, to perform the duties of his office;

Also,

[Senate bill No. 172, File No. 227, being]

An act to incorporate the public schools of the village of Fenton, of the township of Fenton, Genesee county, Michigan;

Also,

[Senate bill No. 258, File No. 229, being]

An act to amend sections 3, 6, and 33 of chapter 5, sections 1, 2, 3, 4, 5, and 6, and to repeal sections 7 and 8 of chapter 10, to amend sections 1, 3, 7, and 19 of chapter 22, sections 1, 4, and 14 of chapter 23, and section 2, of chapter 25, of act No. 358, session laws of 1875, entitled "An act to revise and amend the charter of the city of Jackson," approved April 24, 1875, as amended by the several acts amendatory thereof;

Also,

[Senate bill No. 23, File No. 176, being]

An act to amend sections 3, 4, and 5 of chapter 1, of an act entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," being act No. 326 of the session laws of 1883, approved June 7, 1883, and to add 3 new sections to said chapter, to be known as sections 6, 7, and 8.

RUSSELL A. ALGER,  
*Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 26, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to re-return to the Senate the following bill:

Senate bill No. 218 (File No. 181), entitled

A bill to provide for an appropriation for the preparation, publication, and distribution of the proceedings of the annual meetings of the Michigan superintendents of the poor for the years 1885 and 1886;

Which the House amended, as shown by message of May 20, as follows;

1. In lines 1 and 2 strike out the words "The State Board of Corrections and Charities," and insert in lieu thereof the word "State;"

2. Strike out, in lines 5 and 6, the words "President of the State Board of Corrections and Charities, countersigned by the secretary thereof," and insert the words "Secretary of State;"

And in which amendments the Senate refused to concur, as shown by message bearing date of May 22; now to inform the Senate that from said amendments the House recedes.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 26, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to respectfully request the return of the following entitled bill:

Senate bill No. 285 (manuscript), entitled

A bill to suspend the operation of section 4024 of the compiled laws of 1871,

being compiler's section 5478 of Howell's Annotated Statutes, in certain cases, for a period of five years from the first day of January, A. D. 1886,

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

Mr. Austin moved to take the bill from the table;

Which motion prevailed.

On motion of Mr. Austin,

The request of the House was granted.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 26, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 202 (File No. 65), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan;

And to inform the Senate that the House has adopted a substitute therefor as follows:

House substitute for

Senate bill No. 202 (File No. 65), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan.

SECTION 1. *The People of the State of Michigan enact*, That there shall be and is hereby appropriated out of the State treasury, for the use and maintenance of the University of Michigan, the following sums, to-wit: For the year 1885 \$50,000, and for the year 1886 \$51,500, for the following purposes:

For repairs and contingent expenses for the year 1885 the sum of \$16,000, and for the year 1886 the sum of \$16,000.

For books for libraries for the year 1885 the sum of \$5,000, and for the year 1886 the sum of \$5,000.

For homoeopathic college and hospital for the year 1885 the sum of \$6,200, and for the year 1886 the sum of \$6,200.

For the University hospital for the year 1885 the sum of \$5,000, and for the year 1886 the sum of \$5,000.

For the dental college for the year 1885 the sum of \$8,000, and for the year 1886 the sum of \$8,000.

For a clock for the University the sum of \$2,000 for the year 1885.

For assistance in engineering laboratory for the year 1885, the sum of \$1,000, and for the year 1886 the sum of \$1,000.

For increase in the salaries of the law professors for the year 1885, the sum of \$2,800, and for the year 1886 the sum of \$2,800.

Also in 1886 a sum not exceeding \$2,500 for the removal of the gifts of Mr. Rogers, and providing that only so much of said sum as is needed for the purpose shall be drawn by the University.

For the engineering laboratory for the year 1885 the sum of \$10,000, and for the year 1886 the sum of \$5,000.

Section 2. There shall be assessed upon the taxable property of the State in the year 1885 the sum of \$56,000, and in the year 1886 the sum of \$51,500, which sums shall be assessed, levied and collected in the same manner as other

State taxes are assessed, levied and collected, and which taxes when collected shall be credited up to the general fund to reimburse the same for the amount drawn therefrom as provided in section 1 of this act;

In the passage of which as thus substituted the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Pending concurrence in the adoption of the substitute,

On motion of Mr. Shoemaker,

The bill and substitute were referred to the committee on the university.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 26, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled joint resolutions:

1. House joint resolution No. 37 (File No. 23), entitled

Joint resolution proposing an amendment to section 15, article 4 of the constitution of this State, relative to the compensation of members of the Legislature;

2. House joint resolution No. 28 (File No. 24), entitled

Joint resolution proposing an amendment to section 1 of article 9 of the constitution of this State, relative to the salaries of State officers;

Which have passed the House by a two-thirds majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named joint resolution was read a first and second time by its title, and referred to the committee on constitutional amendments.

The second named joint resolution was read a first and second time by its title, and referred to the committee on constitutional amendments.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 26, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 111 (File No. 186), entitled

A bill to amend section 14 of an act relative to burying grounds, approved February 12, 1855, being section 4741 Howell's Annotated Statutes;

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.



The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 26, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 356 (File No. 212), entitled

A bill to authorize the county of Bay to buy and maintain or build a bridge across the Saginaw river;

2. House bill No. 653 (File No. 321), entitled

A bill to amend section 17, chapter 96, being section 3582 of Howell's Annotated Statutes, relative to tolls on toll roads;

3. House bill No. 458 (File No. 385), entitled

A bill to amend sections 5208 and 5209 of the compiled laws of 1871, being sections 6771 and 6772 of Howell's Annotated Statutes relative to probate courts;

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title and referred to the committee on roads and bridges.

The second named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The third named bill was read a first and second time by its title and referred to the committee on the judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 26, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 318 (File No. 211), entitled

A bill to provide for the introduction and use of automatic or other safety car couplers upon the railroads of this State;

And to inform the Senate that the House has amended the same by striking out section 1 and inserting the following to stand as section 1:

SECTION 1. *The People of the State of Michigan enact*, That on and after July 1, 1886, any railroad company owning or operating a railroad or any portion of a railroad wholly or partly in this State, shall place upon every freight car hereafter constructed, purchased, or leased by such corporation, and upon every freight car owned by such corporation which shall be sent to the shops for general repairs with the intent to use such car, such form of automatic safety coupler at each end thereof, as the Commissioner of Railroads may prescribe after examination, and test of the same, and such Commissioner of Railroads may at any time annul or withdraw the recommendation or direction as to any particular coupler, at his pleasure, and authorize or adopt another or other makes of automatic coupler which he shall deem better than those previously authorized; in which case the latest automatic coupler adopted or approved by said Commissioner of Railroads shall be the style and kind used upon all new cars or cars repaired in that particular: *Provided*, That any railroad company may with the consent of the Railroad Commissioner, put upon its

cars or any of them, automatic couplers different from these generally prescribed by the commissioner for use throughout the State.

In the passage of which as thus amended the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

Mr. S. W. Smith moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Davis,	Mr. Heisterman,	Mr. Sherwood,
Brown,	Edwards,	Hueston,	Smith, G. A.,
Carpenter,	Francis,	Kempf,	Smith, S. W.,
Carveth,	Greiner,	Moon,	Spencer,
Oline,	Hawley,	Pennell,	Stephenson,
Davenport,			21

#### NAYS.

Mr. Curtiss,	Mr. Phelps,	Mr. Woodruff,	3
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The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {  
*Lansing, May 26, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 432 (File No. 338), entitled

A bill to amend section 24 of chapter 3, act No. 164 of session laws of 1881, being compiler's section 5076, Howell's Statutes, relating to reports of fractional school districts, and the apportionment of public moneys to such districts;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on education and public schools.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {  
*Lansing, May 26, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 531 (File No. 405), entitled,

A bill to create a commission of toll roads and toll bridges, being supplemental to chapter 96 of Howell's General Statutes, compilation of 1882, and to amend section 40 of said chapter 96;

2. House bill No. 260 (File No. 412), entitled

A bill to amend section 5 of act 31, session laws of 1858, being section

5394 of Howell's Annotated Statutes of 1882, relative to the sale and reclamation of swamp lands and securing preëmption of settlers;

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives,*

The first named bill was read a first and second time by its title and referred to the committee on roads and bridges.

The second named bill was read a first and second time by its title, and referred to the committee on public lands.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 26, 1885.*

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill: Senate bill No. 217 (File No. 82), entitled

A bill to provide a uniform system of records and accounts for use of superintendents, overseers, and directors of the poor and keepers of poor-houses;

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

#### MOTIONS AND RESOLUTIONS.

Mr. Curtiss moved that the committee of the whole be discharged from the further consideration of

House bill No. 88 (File No. 133), entitled

A bill to amend sections 11, 15 and 29 of an act entitled "An act to authorize a board of public works in and for the city of Grand Rapids," approved March 22, 1873, as amended by act of April 29, 1875, and as further amended by act of May 12, 1877;

Which motion prevailed.

On motion of Mr. Curtiss,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hueston,	Mr. Shoemaker,
Belknap,	Edwards,	Kempf,	Smith, G. A.,
Brown,	Francis,	Moon,	Smith, S. W.,
Carpenter,	Greiner,	Pennell,	Spencer,
Carveth,	Hawley,	Pulver,	Stephenson,
Curtiss,	Heisterman,	Sherwood,	Woodruff,
Davenport,	Hertzler,		

#### NAYS.

26

0

The question being on agreeing to the title,  
Mr. Curtiss moved to amend the title as follows:

A bill to amend sections 2, 11, 15, and 29 of an act entitled "An act to authorize a board of public works in and for the city of Grand Rapids," approved March 22, 1873, as amended by act of April 29, 1875, and as further amended by act of May 12, 1877;

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Curtiss,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

Mr. S. W. Smith moved that the committee of the whole be discharged from the further consideration of

House bill No. 588 (File No. 346), entitled

A bill to re-incorporate the village of Birmingham, in the county of Oakland;

Which motion prevailed.

On motion of Mr. S. W. Smith,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Heisterman,	Mr. Sherwood,
Belknap,	Davis,	Hertzler,	Smith, G. A.,
Brown,	Edwards,	Kempf,	Smith, S. W.,
Carpenter,	Francis,	Moon,	Spencer,
Carveth,	Greiner,	Pennell,	Stephenson,
Curtiss,	Hawley,	Phelps,	Woodruff, 24

#### NAYS.

0

Title agreed to.

On motion of Mr. S. W. Smith,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President announced that the hour had arrived set apart as a special order for the consideration of

House bill No. 447 (File No. 156), entitled

A bill to amend, revise and consolidate the laws organizing asylums for the insane, and regulating the care and management thereof, and of the inmates therein, and to repeal act 164, laws of 1859; also act 194, laws of 1873, and the acts amendatory thereto; also act 172, laws of 1873.

#### SPECIAL ORDER.

On motion of Mr. Kempf,

The Senate went into committee of the whole, on the special order,

Mr. Carpenter in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following:

House bill No. 447 (File No. 156), entitled

A bill to amend, revise, and consolidate the laws organizing asylums for the insane, and regulating the care and management thereof, and of the inmates

therein, and to repeal act 164, laws of 1859; also act 194, laws of 1873, and the acts amendatory thereto; also act 172, laws of 1873;

Have made some progress therein, but not having gone through therewith, have directed their chairman to report that fact to the Senate and ask leave to sit again.

M. CARPENTER, *Chairman.*

Report accepted.

On motion of Mr. Brown,

The committee was granted leave to sit again.

On motion of Mr. Sherwood,

The Senate took a recess until 2 o'clock P. M.

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AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

On motion of Mr. Hubbell,

Leave of absence was granted to Mr. Phelps for the afternoon's session.

Mr. Spencer moved to take from the table

Senate bill No. 310 (File No. 166), entitled

A bill to amend sections 10 and 12 of chapter 268 compiled laws of 1871, being compiler's sections 8135 and 8137 as amended by act 84 public acts of 1877, relative to the Reform School, being sections 9817 and 9819 of Howell's Annotated Statutes of 1882;

Which motion prevailed.

The pending question being upon the adoption of the following proposed amendment to stand as section 15 of the bill:

SEC. 15. Said board of control shall have the authority to designate some officer, teacher, or other employé of said board to be the agent thereof, who shall be known as the agent of the Reform School, and shall act in that capacity during the pleasure of said board. The duties of said agent shall be prescribed by said board and shall include visiting, at such times as said board shall direct, the wards of said board who shall have been placed in families or are released from the school on leave of absence, and report to said board the condition of said wards. It shall also be his duty to investigate applications for boys from the Reform School, and to find suitable homes for them. The salary and necessary traveling expenses of said agent shall first be examined and certified to as correct by said board of control and shall then be audited by the Board of State Auditors and paid from the general fund. The superintendent of the Reform School may at all times act as the agent of the Reform School, as provided for in this act.

Mr. Shoemaker moved to amend the amendment by striking out the words "salary and;"

Which motion prevailed.

The amendment as amended was then adopted.

Mr. Carveth moved to amend section 1, line 2, by striking out the words "so as," and inserting the words "and a new section be added to stand as section 15;"

Which motion prevailed.

The bill having been read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Shoemaker moved to further amend the bill as follows:

By striking out of section 10, line 9, the word "twelve," and inserting in lieu thereof the word "ten;"

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Hertzler,	Mr. Shoemaker,
Belknap,	Davis,	Hueston,	Smith, G. A.,
Brown,	Edwards,	Kempf,	Smith, S. W.,
Carpenter,	Francis,	Moon,	Spencer,
Carveth,	Greiner,	Pennell,	Stephenson,
Oline,	Hawley,	Pulver,	Woodruff,
Curties,	Heisterman,	Sherwood,	27

#### NAYS.

0

The question being on agreeing to the title,

Mr. G. A. Smith moved to amend the title as follows:

A bill to amend sections 10 and 12, of chapter 268, compiled laws of 1871, being compiler's sections 8135 and 8137 as amended by act 84, public acts of 1877, relative to the reform school, being sections 9817 and 9819 of Howell's Annotated Statutes of 1882, and to add a new section to stand as section 15;

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Spencer,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Cline moved to take from the table

Senate bill No. 185 (File No. 164), entitled

A bill to provide for the appointment, compensation, and duties of a stenographer for the 16th judicial circuit;

Which motion prevailed.

The question being on concurring in the following amendment made by the House to the bill, viz.:

By striking out all of section 5 of the bill and inserting the following to stand as section 5:

"SEC. 5. In case the counsel for either party to a suit shall desire a transcript of the whole or a part of the testimony or proceedings in any case for the purpose of moving for a new trial or removing it to the Supreme Court, it shall be the duty of the stenographer so appointed to furnish the same within a reasonable time, and he shall be entitled to receive therefor from the party so requiring it the sum of six (6) cents per folio for each folio so transcribed. And the money so paid the stenographer shall be recovered as a part of the taxable costs of the party in such motion or in the Supreme Court: *Provided* however, that if the said judge shall direct a copy of the testimony upon any trial to be made, the stenographer shall make and file the same within the time specified by said judge, without costs to either party, and such transcripts shall be deemed the official records of the court."

Mr. Oline moved to amend section 5, as proposed by the House, so as to read as follows:

"SEC. 5. In case the attorney or counsel for either party shall desire a copy of the testimony given in any trial for the purpose of moving for a new trial, preparing a bill of exceptions, or removing the cause to the Supreme Court, it shall be the duty of the stenographer, so appointed, to furnish the same within a reasonable time, and he shall be entitled to demand and receive therefor from the party so requiring it the sum of six cents per folio for each folio so transcribed: *Provided*, That in no one case shall said stenographer be entitled to receive or demand more than the sum of twelve dollars, and the amount so paid shall be recovered as a part of the taxable costs by the prevailing party in such motion or in the Supreme Court: *And further provided*, That if the judge shall so direct, he shall make and file a copy of the testimony without fee or charge to any person; and the testimony so furnished or filed shall be deemed the official record of the court."

Which motion prevailed.

The House amendment as amended was then concurred in, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Heisterman,	Mr. Sherwood,
Belknap,	Davis,	Hertzler,	Shoemaker,
Brown,	Edwards,	Hneston,	Smith, S. W.
Carpenter,	Francis,	Kempf,	Spencer,
Oline,	Greiner,	Moon,	Stephenson,
Curtiss,	Hawley,	Pulver,	Woodruff, 24

#### NAYS.

0

#### SPECIAL ORDER.

On motion of Mr. S. W. Smith,

The Senate went into committee of the whole on the special order,

Mr. Carpenter in the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

House bill No. 447 (File No. 156), entitled

A bill to amend, revise and consolidate the laws organizing asylums for the insane, and regulating the care and management thereof, and of the inmates therein, and to repeal act 164, laws of 1859; also act 194, laws of 1873 and the acts amendatory thereto; also act 172, laws of 1873;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

M. CARPENTER, *Chairman*.

Report accepted.

On motion of Mr. Hawley,

The Senate concurred in the amendments made by the committee to the bill, and the same was placed on the order of third reading of bills.

By unanimous consent the Senate returned to the order of

## MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 27, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

*Resolved* (the Senate concurring), That the Quartermaster General be and is hereby authorized to loan the Grand Commandery of Knights Templar of Michigan so much of the camp equipage belonging to the State as may be necessary to be used at the State encampment of that body, to be held at Grand Rapids on the 16th and 17th of September, A. D. 1885, at the meeting of the 17th annual reunion of the Army of the Cumberland: *Provided*, That the Quartermaster General shall send competent persons in charge of said equipage, and that all the expense and damage, excepting ordinary wear and tear, shall be borne by the Knights Templar: *And provided further*, That the same shall not interfere with the use of the camp equipage by the State troops;

Which has passed the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Curtiss,

The Senate concurred in the adoption of the concurrent resolution.

## THIRD READING OF BILLS.

House bill No. 150 (File No. 316), entitled

A bill to protect all citizens in their civil rights,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Curtiss,	Mr. Hertzler,	Mr. Smith, G. A.,
Belknap,	Davenport,	Hubbell,	Smith, S.W.,
Brown,	Edwards,	Hueston,	Spencer,
Carpenter,	Francis,	Kempf,	Stephenson,
Carveth,	Hawley,	Moon,	Woodruff,
Cline,	Heisterman,	Sherwood,	23

## NAYS.

0

Title agreed to.

House bill No. 17 (File No. 134), entitled

A bill to amend section 8 of an act entitled "An act to establish a board of police and fire commissioners in the city of Grand Rapids, and to prescribe their powers and duties," approved May 24, 1881,

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Curtiss moved to amend the bill as follows:

1. By striking out in section 8, lines 2 and 3, the following: "Now possessed by the mayor and common council of said city of Grand Rapids," and "hereby transferred to and;"

2. By striking out the following in section 8, lines 21 and 22: "*Provided*, That the present chief of police, and police constables, shall remain in office until dismissed, or until their successors are chosen by said board;"



Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Heisterman,	Mr. Shoemaker,
Belknap,	Davis,	Hertzler,	Smith, G. A.,
Brown,	Edwards,	Hueston,	Smith, S. W.,
Carpenter,	Francis,	Kempf,	Spencer,
Carveth,	Greiner,	Moon,	Stephenson,
Curtiss,	Hawley,	Sherwood,	Woodruff,

## NAYS.

24  
0

Title agreed to.

On motion of Mr. Curtiss,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 447 (File No. 156), entitled

A bill to amend, revise, and consolidate the laws organizing asylums for the insane and regulating the care and management thereof, and of the inmates therein, and to repeal act 164, laws of 1859; also act 194, laws of 1877; also act 91, laws of 1873, and the acts amendatory thereto; also act 172, laws of 1873,

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent,

Mr. S. W. Smith moved to amend the bill as follows:

By striking out of section 14, lines 7 and 8, the following:

"According to said by-laws, from any town, city, county, corporation, or person, that is liable for the support of any insane person in said asylum;"

Which motion prevailed and the bill was so amended.

The bill was then read a third time and passed, a majority of all Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Heisterman,	Mr. Shoemaker,
Belknap,	Davis,	Hertzler,	Smith, G. A.,
Brown,	Edwards,	Hueston,	Smith, S. W.,
Carpenter,	Francis,	Kempf,	Spencer,
Carveth,	Greiner,	Moon,	Stephenson,
Cline,	Hawley,	Sherwood,	Woodruff,
Curtiss,			

## NAYS.

25  
0

Title agreed to.

On motion of Mr. S. W. Smith,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent,

Mr. Stephenson moved to take from the table

Senate bill No. 1 (File No. 20), entitled

A bill to amend section 4897 of the compiled laws of 1871, being section 6393 of Howell's Statutes, relative to salaries of justices of the supreme court.

On motion of Mr. Stephenson,

The bill was placed on the order of third reading.

The Senate resumed the order of

## THIRD READING OF BILLS.

House bill No. 584 (File No. 295), entitled

A bill to amend section 1, act 369, of session laws of 1875, entitled "An act to organize the union school district of the village of South Lyon," relative to the boundaries thereof,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Curtiss,	Mr. Heisterman,	Mr. Sherwood,	
Belknap,	Davenport,	Hertzler,	Shoemaker,	
Brown,	Davis,	Hueston,	Smith, G. A.,	
Carpenter,	Edwards,	Kempf,	Stephenson,	
Carveth,	Francis,	Moon,	Woodruff,	23
Cline,	Greiner,			

## NAYS.

0

Title agreed to.

On motion of Mr. S. W. Smith,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 269 (File No. 299), entitled

A bill to amend section 10 of act 238 of the session laws of 1879, being an act entitled "An act to protect logs, lumber, and timber, while floating upon the waters in this State, or lying upon the banks or shores thereof," being compiler's section 2058, Howell's Annotated Statutes of the State of Michigan,

Was read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Austin,	Mr. Curtiss,	Mr. Hawley,	Mr. Shoemaker,
Belknap,	Davenport,	Heisterman,	Smith, G. A.,
Brown,	Davis,	Hertzler,	Smith, S. W.,
Carpenter,	Edwards,	Hueston,	Spencer,
Carveth,	Francis,	Kempf,	Stephenson,
Cline,	Greiner,	Moon,	Woodruff, 24

## NAYS.

0

Senate bill No. 132 (File No. 235), entitled

A bill to provide for the deposit of public moneys by the county treasurers with banking corporations, on interest,

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent,

Mr. Kempf moved to amend the bill as follows:

1. By striking out of section 1, line 2, the words "any county in this State," insert in lieu thereof the words "Washtenaw county;"

2. By adding the following as a new section to stand as section 5:

SEC. 5. The treasurer of said county of Washtenaw is hereby authorized, with the consent and approval of the judge of probate of said county, to invest any moneys in his hands subject to the provisions of act number eighty-six of the session laws of 1881, approved April 15, 1881, in interest bearing bonds of the county of Washtenaw, or other municipal, State, or government bonds, to be approved by the judge of probate. Whenever said treasurer shall

be called upon to pay any money pursuant to the provisions of the act aforesaid, he shall pay the same from the general fund of the county if there be sufficient money in the general fund available for that purpose, and if not he may negotiate the sale of any bonds authorized by this section at not less than their par value to an amount sufficient therefor, and any advances that may be made from the general fund as herein provided, shall be reimbursed from the interest on any bonds hereby authorized to be issued, or from the principal thereof. Any annual balances of interest that may be due or in the hands of said treasurer shall be disposed of as the board of supervisors shall direct;

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Belknap,	Mr. Edwards,	Mr. Hubbell,	Mr. Shoemaker,	
Brown,	Francis,	Hueston,	Smith, G. A.,	
Carpenter,	Greiner,	Kempf,	Smith, S. W.,	
Carveth,	Heisterman,	Moon,	Stephenson,	
Davenport,	Hertzler,	Sherwood,	Woodruff,	21
Davis,				0

## NAYS.

The question being on agreeing to the title,

Mr. Kempf moved to amend the title so as to read as follows:

A bill to provide for the deposit of the public moneys by the treasurer of Washtenaw county with banking corporations on interest, and to authorize the investment of certain moneys now in the hands of the treasurer of said county;

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Kempf,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 526 (File No. 386), entitled

A bill to authorize the appointment of an assistant prosecuting attorney for Jackson county;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Belknap,	Mr. Davenport,	Mr. Hertzler,	Mr. Smith, G. A.,	
Brown,	Edwards,	Hubbell,	Smith, S. W.,	
Carpenter,	Francis,	Moon,	Spencer,	
Carveth,	Greiner,	Sherwood,	Stephenson,	
Oline,	Heisterman,	Shoemaker,	Woodruff,	21
Curtiss,				0

## NAYS.

Title agreed to.

On motion of Mr. Shoemaker,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 488 (File No. 265), entitled

A bill to prevent the sale or otherwise disposing of obscene, immoral, and

indecent books, pamphlets, papers, prints, pictures, writings, and other objectionable news.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Hertzler,	Mr. Smith, G. A.,
Belknap,	Edwards,	Hubbell,	Smith, S. W.,
Brown,	Francis,	Moon,	Spencer,
Carpenter,	Greiner,	Sherwood,	Stephenson,
Oline,	Heisterman,	Shoemaker,	Woodruff,
Curtiss,			

21  
0

## NAYS.

Title agreed to.

Senate joint resolution No. 23 (File No. 21), entitled

Joint resolution authorizing and directing the Auditor General to place to the credit of the county of Manitou the sum of fifteen hundred dollars,

Was read a third time, and the question being upon its passage, pending the taking of the vote thereon,

On motion of Mr. Francis,

The joint resolution was laid on the table.

Senate bill No. 161 (File No. 200), entitled

A bill to amend act 137 of the laws of 1849, by adding a new section thereto to stand as section 28, relative to authorizing proceedings against garnishees and for other purposes;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Cline,	Mr. Hertzler,	Mr. Smith, G. A.,
Belknap,	Curtiss,	Hubbell,	Smith, S. W.,
Brown,	Francis,	Moon,	Spencer,
Carpenter,	Greiner,	Sherwood,	Stephenson,
Carveth,	Heisterman,	Shoemaker,	Woodruff,

20  
0

## NAYS.

The question being on agreeing to the title,

Mr. Hubbell moved to amend the title so as to read as follows:

A bill to amend section 25 of act 137 of the laws of 1849, relative to authorizing proceedings against garnishees and for other purposes, and to add a new section thereto to stand as section 28;

Which motion prevailed.

The title as amended was then agreed to.

Senate bill No. 163 (File No. 215), entitled

A bill to amend section 29 of chapter 202 of the compiled laws of 1871, relative to garnishees, being section 8085 of Howell's Annotated Statutes;

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent,

Mr. Hubbell moved to amend the bill as follows:

1. By inserting in section 2, line 3, after the word "claimant," the words "if residing within the county or an adjoining county;"

2. By striking out in same section, lines 9 and 10 the words "and may be made without the State, or by publication if the order shall so direct;"

Which motion prevailed and the bill was so amended.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Curtiss,	Mr. Hertzler,	Mr. Smith, G. A.,
Belknap,	Francis,	Hubbell,	Smith, S. W.,
Brown,	Greiner,	Moon,	Spencer,
Carveth,	Heisterman,	Sherwood,	Woodruff,
Cline,			

17

## NAYS.

0

Title agreed to.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 125 (File No. 86), entitled

A bill to amend sections 21, 22, 23, 24, 29, 30, 32, 33, 35, 43, 49, 59, and 60 of an act entitled "An act to revise and amend the charter of the city of Battle Creek," approved April 2, 1879, and to repeal section 34 of said act;

Also,

Senate bill No. 218 (File No. 181), entitled

A bill to provide for an appropriation for the preparation, publication, and distribution of the proceedings of the annual meetings of the Michigan superintendents of the poor for the years 1885 and 1886;

Also,

Senate bill No. 111 (File No. 186), entitled

A bill to amend section 14 of an act relating to burying grounds, approved February 12, 1855, being section 4741, Howell's Annotated Statutes;

Also,

Senate bill No. 217 (File No. 82), entitled

A bill to provide a uniform system of records and accounts for use of superintendents, overseers, and directors of the poor and keepers of poorhouses;

Also,

Senate bill No. 318 (File No. 211), entitled

A bill to provide for the introduction and use of automatic or other safety car couplers upon the railroads of this State.

J. W. BELKNAP, *Chairman.*

Report accepted.

On motion of Mr. Cline,

The Senate adjourned.

*Lansing, Thursday, May 28, 1885.*

The Senate met and was called to order by the President at 9 o'clock A. M.  
Prayer by the Rev. Mr. Ford.  
Roll called: a quorum present.

#### PETITIONS.

No. 740. By Mr. Sherwood: Memorial of Michael Collins, Co. A, 1st Mich. Sharpshooters, relating to soldiers' home;

Referred to the committee on military affairs.

No. 741. By Mr. Belknap: Petition of Frances M. Ball, Eliza J. Daniels, Mary S. Waters, and 129 other ladies of Grand Rapids, in favor of woman suffrage;

Referred to the committee on judiciary.

No. 742. By Mr. Francis: Petition of A. L. Hathaway and 100 other citizens of Emmett county and members of I. B. Richardson Post No. 13, G. A. R., for the passage of the bounty and soldiers' home bills;

Referred to the committee on military affairs.

#### REPORTS OF STANDING COMMITTEES.

By the committees on appropriations and finance and State affairs:

The committees on appropriations and finance and State affairs, to whom was jointly referred

Senate joint resolution No. 28, entitled

A joint resolution to provide for placing a statue of Gen. Lewis Cass in the Representative Gallery of Illustrious Americans at the National Capitol,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without recommendation, except that it be placed on the general order, and ask to be discharged from the further consideration of the subject.

GEO. A. SMITH, *Chairman Joint Committee.*

Report accepted and committee discharged.

On motion of Mr. Geo. A. Smith,

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on appropriations and finance and public health:

The committee on appropriations and finance and public health, to whom was jointly referred

House bill No. 87 (File No. 108), entitled

A bill to provide for the prevention of the introduction and spread of cholera and other dangerous communicable diseases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do lie on the table, and ask to be discharged from the further consideration of the subject.

GEO. A. SMITH,  
*Chairman joint Committee.*

Report accepted.

On motion of Mr. G. A. Smith,

The bill was laid on the table.

By the committee on appropriations and finance:

The committee on appropriations and finance, to whom was referred Senate joint resolution No. 28, entitled

Joint resolution to refund to John Macfie certain money paid by him for timber on land claimed by the State and afterwards patented to him under act No. 275 of the session laws of 1881.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

GEO. A. SMITH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Monroe,

The bill was placed on the order of third reading.

By the committees on State capitol and public buildings and appropriations and finance:

The committees on State capitol and public buildings and appropriations and finance, to whom was jointly referred

A communication from the Board of State Auditors, reading as follows:

DEPARTMENT OF STATE, }  
Lansing, May, 18, 1885. }

*To the Honorable, the Legislature of the State of Michigan:*

The Board of State Auditors, to whom was referred, by concurrent resolution, approved April 2, 1885, the matter of lighting the capitol and capitol grounds, would respectfully report that they have had the matter under careful consideration, and from the best information obtainable in the somewhat limited time allowed for this report, they find that the probable cost of the installation of an electric light plant of sufficient size for properly lighting the capitol and grounds would be from \$20,000 to \$31,000, depending somewhat on the quality of the light, and the thoroughness of its distribution, and that the expense of maintaining and operating the said plant would be about \$550 per year.

It must be borne in mind that these estimates are only approximately correct, as the Board felt warranted in asking only for estimates, and not bids.

The amount paid for gas for the years 1883 and 1884 was \$10,069.57.

All of which is respectfully submitted.

H. A. CONANT,

E. H. BUTLER,

M. S. NEWELL,

*Board of State Auditors.*

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying concurrent resolution, entitled

A concurrent resolution to authorize and direct the Board of State Auditors to provide for lighting the capitol building and grounds with electric light,

Recommending that the concurrent resolution do pass, and ask to be discharged from the further consideration of the subject.

CHRISTIAN HERTZLER,

*Chairman Committee on State Capitol and Public Buildings.*

GEORGE A. SMITH,

*Chairman Committee on Appropriations and Finance.*

Report accepted and committee discharged.

On motion of Mr. G. A. Smith,

The concurrent resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

The following is the concurrent resolution :

Concurrent resolution, to authorize and direct the Board of State Auditors to provide for lighting the Capitol building and grounds with electric light :

*Resolved*, By the Senate (the House of Representatives concurring), that the Board of State Auditors be and they are hereby authorized and directed to provide for and light the Capitol building and grounds with electric light, at an expense not to exceed the amount estimated by said Board of State Auditors in their report to the Legislature, dated May 18th, 1885, said plant to be in successful operation on or before the first day of January, 1887.

By the committee on State affairs :

The committee on State affairs, to whom was referred

House bill No. 143 (File No. 104), entitled

A bill to amend sections 1, 2, 3, and 5 of "An act establishing a State agency for the care of juvenile offenders," approved April 29, 1873, as amended by an act to amend section 1 of said act, approved March 19, 1875, the same being sections 9894, 9895, 9893, 9897, and 9898 of Howell's Annotated Statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

FITCH PHELPS, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

House bill No. 228 (File No. 378), entitled

A bill to facilitate the giving of bonds required by law ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The Senate concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole and placed on the general order.

By the committees on fisheries, appropriations and finance, and State affairs :

The committees on fisheries, appropriations and finance, and State affairs, to whom was jointly referred

House bill No. 223 (File No. 120), entitled

A bill to secure the enforcement of the laws regulating the fisheries of this State, and the gathering of fishing statistics, for the appointment of an inspector and wardens for that purpose and defining the duties of such officers



and all persons in relation to the same, and to make an appropriation therefor. Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, and without recommendation, except that the bill be placed on the general order, and ask to be discharged from the further consideration of the subject.

R. KEMPF,

*Chairman Joint Committee.*

Report accepted and committees discharged.

The bill was referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE,  
Lansing, Mich., May 28, 1885. }

*To the Senate:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

[Senate bill No. 218, File No. 181, being]

An act to provide for an appropriation for the preparation, publication, and distribution of the proceedings of the annual meetings of the Michigan Superintendents of the Poor for the years 1885 and 1886;

Also,

[Senate bill No. 111, File No. 186, being]

An act to amend section 14 of an act relating to burying grounds, approved Feb. 12, 1855, being section 4741, Howell's Annotated Statutes;

Also,

[Senate bill No. 217, File No. 82, being]

An act to provide a uniform system of records and accounts for use of Superintendents, overseers, and directors of the poor, and keepers of poor-houses;

Also,

[Senate bill No. 125, File No. 86, being]

An act to amend sections 21, 22, 23, 24, 29, 30, 32, 33, 35, 43, 49, 59, and 60, of an act entitled "An act to revise and amend the charter of the city of Battle Creek," approved April 3, 1879, and to repeal section 34 of said act.

RUSSELL A. ALGER, *Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES,  
Lansing, May 27, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 254, entitled

A bill to amend sections 20, 22, 23, 24, 25, 26, 27, 28, 29 and 40 of act 211 of session laws of 1861, entitled An act to incorporate the village of Lowell, approved March 15, 1861, and the acts amendatory thereto,

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 27, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 419 (File No. 286), entitled

A bill to provide that certain Michigan men who served in batteries "B" and "G," 1st regiment of New York light artillery, shall be enrolled in this State, with the same rights and benefits of volunteers who served in Michigan regiments;

2. House bill No. 456 (File No. 372), entitled

A bill to authorize the transcript of a judgment from the docket of one justice of the peace to that of another within this State;

3. House bill No. 569 (File No. 228), entitled

A bill to amend section 6559 of chapter 205, of the compiled laws of 1871, being compiler's section, of Howell's compilation of laws of Michigan, No. 8147, relative to service of process on railroad companies;

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on military affairs.

The second named bill was read a first and second time by its title, and referred to the committee on the judiciary.

The third named was read a first and second time by its title, and referred to the committee on the judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 27, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to re-transmit the following bill:

House bill No. 194 (File No. 268), entitled

A bill to establish a board of building inspectors in and for the city of Detroit, and to define its powers and duties,

In accordance with the request of the Senate for the return of the same this day received.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Hawley,  
The rules were suspended.

Mr. Hawley moved to reconsider the vote by which the Senate to passed the bill;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Hawley,

The bill was referred to the committee on cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 27, 1885. }

To the President of the Senate:

SIR—I am instructed by the House to respectfully request the return of the following bill:

House bill No. 183 (File No. 73), entitled

A bill to amend and revise the charter of the city of Port Huron.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

On motion of Mr. Cline,

The bill was taken from the table.

The question being on the passage of the bill,

Mr. Oline moved that the request be granted and the bill be returned to the House.

Mr. Oline called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hubbell,	Mr. Pulver,
Belknap,	Edwards,	Kempf,	Sherwood,
Brown,	Francis,	Monroe,	Shoemaker,
Carpenter,	Greiner,	Moon,	Smith, G. A.,
Cline,	Hawley,	Pennell,	Spencer,
Curtiss,	Heisterman,	Phelps,	Stephenson,
Davenport,	Hertzler,		

26

NAYS.

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And the bill was ordered returned to the House.

Mr. Davenport moved to take from the table

Senate bill No. 103 (File No. 173), entitled

A bill to amend section 18 of chapter 266 of the compiled laws of 1871, being section 9651 of Howell's Annotated Statutes, relative to the inspection of county jails and the regulation thereof;

Which motion prevailed.

The question being on concurring in the following amendment made by the House to the bill,

Amend section 18, line 5, by striking out the words "the board of corrections and charities," and inserting in lieu thereof the word "State,"

The amendment was not concurred in, by yeas and nays as follows:

YEAS.

Mr. Carpenter,

1

## NAYS.

Mr. Austin,	Mr. Davis,	Mr. Kempf,	Mr. Shoemaker,
Belknap,	Hawley,	Monroe,	Smith, G. A.,
Brown,	Heisterman,	Moon,	Spencer,
Curtiss,	Henry,	Phelps,	Woodruff,
Davenport,	Hueston,	Sherwood,	19

## THIRD READING OF BILLS.

Senate bill No. 376 (File No. 223), entitled

A bill to prevent deception in the manufacture and sale of dairy products and to preserve the public health,

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Sherwood moved to amend the bill as follows:

By adding to section 7 the following: *Provided*, That such payment for deficiencies shall not be made by the State until this act shall be held to be constitutional by the supreme court of this State;

Which motion did not prevail.

Mr. Sherwood moved to reconsider the vote by which the Senate concurred in the action of the committee of the whole in adopting an amendment to section 7 of the bill.

On motion of Mr. Hubbell,

The bill was laid on the table.

By unanimous consent the Senate received the following

## REPORT OF STANDING COMMITTEES.

By the committees on university and appropriations and finance:

The committee on university and appropriations and finance, to whom was referred

Senate bill No. 204, entitled

A bill making appropriations for the use and maintenance of the University for the years 1885 and 1886,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that it be printed and re-referred to the committee on university.

M. SHOEMAKER,

*Chairman Committee on University.*

J. W. BELKNAP,

*Acting Chairman Committee on Appropriations and Finance.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

On motion of Mr. Hubbell,

The Senate took a recess until 2 o'clock P. M.

## AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

On motion of Mr. Kempf,

Leave of absence was granted to himself for Friday's session.

On motion of Mr. Davenport,

Leave of absence was granted to himself for Friday's session.

Mr. Austin offered the following resolution :

*Resolved*, That during the remainder of this session no member shall be allowed to speak, either in regular session or committee of the whole, for more than five minutes at one time ;

Which motion prevailed.

Mr. S. W. Smith moved to take from the table

Senate bill No. 376 (File No. 223), entitled

A bill to prevent deception in the manufacture and sale of dairy products and to preserve the public health ;

Which motion prevailed.

The question being upon the motion to reconsider the vote by which the Senate concurred in the action of the committee of the whole in adopting an amendment to section 7 of the bill,

The motion prevailed.

The question being upon concurring in the action of the committee of the whole amending the bill,

The Senate non-concurred, and the amendment was stricken out.

On motion of Mr. Curtiss,

The Senate struck out sections 5 and 7 of the bill.

Mr. Hueston moved that he be allowed to make an amendment to the bill ;

Which motion prevailed.

By unanimous consent, Mr. Hueston moved to further amend the bill as follows :

By adding to the end of section 7 the following :

*Provided* the same shall be proven to be detrimental to the public health ;

Which motion did not prevail.

The bill as amended was then passed, a majority of all the Senators elect voting therefor by yeas and nays as follows :

#### YEAS.

Mr. Austin,	Mr. Curtiss,	Mr. Monroe,	Mr. Sherwood,
Belknap,	Davenport,	Moon,	Shoemaker,
Brown,	Edwards,	Pennell,	Smith, G. A.,
Carpenter,	Henry,	Phelps,	Smith, S. W.,
Carveth,	Hertzler,		

18

#### NAYS.

Mr. Francis,	Mr. Greiner,	Mr. Pulver,	Mr. Woodruff,	4
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Title agreed to.

House bill No. 179 (File No. 148), entitled

A bill making ten hours a legal day's work,

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Spencer moved to amend the bill as follows :

By striking out of section 1, line 5, the word "clerk ;"

Which motion did not prevail.

By unanimous consent, Mr. Henry moved to amend the bill as follows :

By striking out in section 1, line 5, the words "proprietor, stockholder, manager, clerk, and foreman," and inserting in lieu thereof the words "company, corporation ;"

Which motion did not prevail.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Belknap,	Mr. Davenport,	Mr. Heisterman,	Mr. Sherwood,
Brown,	Davis,	Henry,	Shoemaker,
Carpenter,	Edwards,	Moon,	Smith, S. W.,
Cline,	Greiner,	Pennell,	Woodruff,
Curtiss,	Hawley,	Pulver,	19

## NAYS.

Mr. Francis,	Mr. Kempf,	Mr. Phelps,	Mr. Spencer,
Hubbell,			5

Title agreed to.

Senate bill No. 602 (File No. 288), entitled

A bill to amend sections 1, 3, 4, 5, 6, and 7, of act No. 15, of the session laws of 1883, being an act creating a bureau of labor and industrial statistics, and defining the powers and duties of the same,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Belknap,	Mr. Edwards,	Mr. Hubbell,	Mr. Pulver,
Brown,	Francis,	Kempf,	Sherwood,
Carpenter,	Greiner,	Monroe,	Shoemaker,
Cline,	Hawley,	Moon,	Smith, S. W.,
Curtiss,	Heisterman,	Pennell,	Spencer,
Davenport,	Henry,	Phelps,	Woodruff,
Davis,	Hertzler,		26

## NAYS.

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Title agreed to.

On motion of Mr. Belknap,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 114 (File No. 158) entitled

A bill requiring all State institutions to submit their estimates of current expenses to the State Board of Corrections and Charities.

The President *pro tem.* was called to the chair.

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Monroe moved to amend the bill as follows:

By inserting in section 1, line 1, after the word "institutions" the words "except educational institutions;"

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Cline,	Mr. Hawley,	Mr. Monroe,	Mr. Sherwood,
Curtiss,	Heisterman,	Moon,	Shoemaker,
Davenport,	Hubbell,	Phelps,	Woodruff,
Greiner,	Kempf,	Pulver,	President
			<i>pro tem.</i> , 16

## NAYS.

Mr. Brown,	Mr. Davis,	Mr. Henry,	Mr. Smith, S. W.,	
Carpenter,	Edwards,	Hertzler,	Spencer,	8

Mr. Hawley moved to reconsider the vote by which the Senate refused to pass the bill;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Hawley,

The bill was laid on the table.

The President resumed the chair.

Senate bill No. 1 (File No. 20), entitled

A bill to amend section 4897 of the compiled laws of 1871, being section 6393 of Howell's Statutes, relative to salaries of justices of the supreme court,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor by yeas and nays as follows:

## YEAS.

Mr. Belknap,	Mr. Francis,	Mr. Hubbell,	Mr. Pulver,	
Brown,	Greiner,	Kempf,	Sherwood,	
Curtiss,	Hawley,	Moon,	Shoemaker,	
Davis,	Hertzler,	Phelps,		15

## NAYS.

Mr. Austin,	Mr. Edwards,	Mr. Monroe,	Mr. Spencer,	
Carpenter,	Heisterman,	Smith, S. W.,	Woodruff,	
Davenport,	Henry,			10

Mr. Hubbell moved to reconsider the vote by which the Senate refused to pass the bill;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Hubbell,

The bill was laid on the table.

Mr. Hawley moved to take from the table

Senate bill No. 114 (File No. 158), entitled

A bill requiring all State institutions to submit their estimates of current expenses to the State Board of Correction and Charities;

Which motion prevailed.

The question being on the passage of the bill,

By unanimous consent, Mr. Austin moved to amend the bill as follows:

By striking out of the bill the words "Corrections and Charities;"

Which motion did not prevail.

The bill having been read a third time, and the question being upon its passage,

It was passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Belknap,	Mr. Greiner,	Mr. Kempf,	Mr. Pulver,	
Brown,	Hawley,	Monroe,	Sherwood,	
Cline,	Heisterman,	Moon,	Shoemaker,	
Curtiss,	Hubbell,	Pennell,	Smith, S. W.,	
Davenport,	Hueston,	Phelps,	Woodruff,	
Francis,				21

## NAYS.

Mr. Austin,  
Carpenter,  
Title agreed to.

Mr. Davis,  
Edwards,

Mr. Henry,

Mr. Spencer,

6

## UNFINISHED BUSINESS.

Being the passage of  
Senate bill No. 300 (File No. 90), entitled  
A bill to amend section 1 of act No. 177, of the session laws of 1881,  
entitled "An act relative to the delivery of grain by railway companies,"  
approved May 31, 1881.

On motion of Mr. Sherwood,  
The bill was laid on the table.

By unanimous consent the Senate returned to the order of

## MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 28, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:  
House bill No. 404 (File No. 415) entitled

A bill to detach certain territory from the township of Sodus, in Berrien  
county, and to attach the same to the township of Benton, in said county;

Which has passed the House by a majority vote of all the members elect, and  
by a vote of two-thirds of all the members elect been ordered to take immediate  
effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and

On motion of Mr. Sherwood,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators  
elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,  
Belknap,  
Brown,  
Carpenter,  
Cline,  
Davis,

Mr. Edwards,  
Francis,  
Greiner,  
Hawley,  
Heisterman,  
Henry,

Mr. Hertzler,  
Hubbell,  
Hueston,  
Kempf,  
Monroe,  
Moon,

Mr. Phelps,  
Pulver,  
Sherwood,  
Smith, S. W.,  
Spencer,  
Woodruff,

24

## NAYS.

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Title agreed to.

On motion of Mr. Sherwood,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take  
immediate effect.

The President also announced the following:



HOUSE OF REPRESENTATIVES, }  
*Lansing, May 28, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to re-return to the Senate the following bill:

Senate bill No. 285 (manuscript), entitled

A bill to suspend the operation of section 4024 of the compiled laws of 1871, being compiler's section 5478 of Howell's Annotated Statutes, in certain cases, for a period of five years from the first day of January, A. D. 1886,

Which passed the House as shown by a message of May 14;

Now to inform the Senate that the House has amended the title thereof so as to read as follows:

A bill to suspend the operation of section 4023 of the compiled laws of 1871, being compiler's section 5478 of Howell's Annotated Statutes, in certain cases, for a period of five years from the first day of January, A. D. 1886.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

Mr. Hubbell moved that the Senate concur in the amendments made to the title of the bill by the House;

Which motion prevailed.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 28, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 241 (File No. 239), entitled

A bill to amend sections 4, 7, 51, 52, 75, and 116 of act No. 192 of the session laws of 1861, entitled "An act to incorporate the city of Pontiac," approved March 15, 1861, as amended by the several acts amendatory thereof, and to add 15 new sections to said act to stand as sections 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, and 203;

And to inform the Senate that the House has amended Sec. 189 of the bill as follows:

In line 4 strike out "Dr. J. P. Wilson" and insert "Philip B. Phelps;" in line 5 strike out "Leonard B. Wells," and insert "John D. Norton;" in line 6 strike out "William S. Albertson," and insert "Dr. John P. Wilson;" in line 7 strike out "Philip B. Phelps," and insert "D. C. Buckland;" in line 8 strike out "Homer H. Colvin," and insert "Charles Draper;"

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

Mr. S. W. Smith moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Hubbell,	Mr. Phelps,
Belknap,	Francis,	Hueston,	Pulver,
Brown,	Greiner,	Kempf,	Sherwood,
Carpenter,	Hawley,	Monroe,	Smith, S. W.,
Oline,	Heisterman,	Moon,	Spencer,
Davis,	Hertzler,	Pennell,	23

## NAYS.

0

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 28, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:  
House bill No. 272 (File No. 414), entitled

A bill to provide for the construction and maintenance of drains, and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the select committee on drain laws.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
LANSING, May 28, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to respectfully request the return of the following entitled bill:

Senate bill No. 318 (File No. 211), entitled

A bill to provide for the introduction and use of automatic or other safety car couplers upon the railroads of this State.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. S. W. Smith moved that a respectful message be sent to the Governor, asking for the return of the bill to the Senate;

Which motion prevailed.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 28, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 82 (File No. 93), entitled

A bill to regulate the practice of pharmacy in the State of Michigan;

And to inform the Senate that the House has amended the same, as follows:

1st. Amend section 10, line 4, by striking out the words "making or."

2d. Amend section 10 by inserting after the word "of" in line 5, the following: "drugs, medicines, chemicals, essential oils, and turpentine, which are put up in bottles, boxes, or packages, bearing labels which shall bear the name of the pharmacist or druggist putting up the same, the dose that may be administered to persons three months, six months, one year, three years, five years, ten years, fifteen years, and twenty-one years of age, and if poison, the name or names of the most common antidotes of;"

In the passage of which as amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

On motion of Mr. Hueston,

The bill was referred to the committees on public health and the judiciary, jointly

Mr. S. W. Smith moved to take from the table

House bill No. 142 (File No. 96), entitled

A bill to amend sections 50 and 51 of act No. 180 of the session laws of 1875; also compiler's sections 6255 of the compiled laws of 1871, said sections being continuous sections 7836, 7837, 7838, and 7839 of Howell's Annotated Statutes relative to the action of ejectment;

Which motion prevailed.

On motion of Mr. Belknap,

Leave of absence was granted to Mr. Stephenson until Tuesday, June 2.

Mr. Cline moved that there be a call of the Senate.

Which motion prevailed.

Roll called.

Absent without leave: Senators Carpenter, Carveth, G. A. Smith, and Woodruff.

On motion of Mr. Shoemaker,

Senator Carveth was excused from the operation of the call.

On motion of Mr. Austin,

Further proceedings under the call were dispensed with, except bringing in the absentees.

The bill having been read a third time, and the question being upon its passage,

By unanimous consent Mr. Edwards moved to amend the bill as follows:

By striking out of section 51, lines 15 and 16, the following words: "[*And, provided*, That either of the notices aforesaid may be filed and served at any time, by permission of the court, and in cases now pending at the time this act takes effect, said notices may be filed and served at any time before any trial of such cases, | if there has been no previous trial;"]"

Which motion prevailed, and the bill was so amended.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,  
Belknap,  
Brown,

Mr. Edwards,  
Francis,  
Greiner,

Mr. Hertzler,  
Hubbell,  
Hueston,

Mr. Pennell,  
Phelps,  
Pulver,

Mr. Oline,  
Curtiss,  
Davenport,  
Davis,

Mr. Hawley,  
Heisterman,  
Henry,

Mr. Kempf,  
Monroe,  
Moon,

Mr. Shoemaker,  
Smith, S. W.,  
Spencer,

25

NAYS.

0

Title agreed to.

Mr. Francis moved to take from the table

Senate bill No. 304 (File No. 126), entitled

A bill to provide for an attorney fee in the foreclosure of real estate mortgages by advertisement;

Which motion prevailed.

The question being on the passage of the bill,

By unanimous consent, Mr. Francis moved to amend the bill as follows:

Amend the bill by striking out of lines 7 and 8 the words "and not exceeding five thousand dollars;" and also by striking out of line 8 the words "for all sums over five thousand dollars, fifty dollars;"

Which motion prevailed and the bill was so amended.

The Sergeant-at-Arms announced Mr. G. A. Smith at the bar of the Senate.

On motion of Mr. Shoemaker,

Mr. G. A. Smith was admitted within the bar, rendered an excuse, and took his seat.

On motion of Mr. Shoemaker,

All further proceedings under the call were dispensed with.

By unanimous consent, Mr. Kempf moved to amend the bill as follows:

By striking out of section 1, lines 2 and 3, the words "where an attorney and counselor-at law is employed to foreclose the same;"

Which motion did not prevail.

Mr. Spencer moved to strike out the enacting clause.

Mr. Edwards called for the yeas and nays.

The motion did not prevail by yeas and nays as follows:

YEAS.

Mr. Davenport,  
Greiner,

Mr. Heisterman,

Mr. Shoemaker,

Mr. Woodruff,

5

NAYS.

Mr. Austin,  
Belknap,  
Curtiss,  
Edwards,  
Francis,

Mr. Hawley,  
Henry,  
Hubbell,  
Hueston,

Mr. Kempf,  
Monroe,  
Moon,  
Phelps,

Mr. Pulver,  
Smith, G. A.,  
Smith, S. W.,  
Spencer,

17

The bill as amended was then passed, a majority of all the Senators elect voting therefor by yeas and nays, as follows:

YEAS.

Mr. Austin,  
Belknap,  
Brown,  
Carveth,  
Cline,

Mr. Curtiss,  
Edwards,  
Francis,  
Henry,  
Hertzler,

Mr. Hubbell,  
Hueston,  
Monroe,  
Moon,  
Phelps,

Mr. Pulver,  
Smith, G. A.,  
Smith, S. W.,  
Spencer,

19

## NAYS.

Mr. Davenport,	Mr. Heisterman,	Mr. Pennell,	Mr. Woodruff,	5
Greiner,				

Title agreed to.

Mr. Francis moved to give the bill immediate effect.

Which motion did not prevail.

Mr. Greiner moved to adjourn,

Which motion did not prevail.

Mr. Curtiss moved that he be granted leave of absence until Tuesday, June 2.

Which motion did not prevail.

## GENERAL ORDER.

On motion of Mr. Cline,

The Senate went into the committee of the whole on the general order,

Mr. Edwards in the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:  
House bill No. 238 (File No. 246), entitled

A bill to provide for the retirement of aged and disabled firemen and the payment of pensions to the wives and children of deceased firemen killed in the service of the city of Detroit;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

The committee of the whole have also had under consideration the following:  
Senate bill No. 330 (File No. 216), entitled

A bill to provide for uniform text-books for all primary, district, and graded schools of the State of Michigan, receiving State patronage, being wholly or in part supported by public moneys or the mill tax, excepting the State Normal school, Agricultural college and the University of Michigan;

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

E. E. EDWARDS, *Chairman*.

Report accepted and committee discharged.

The first named bill was placed on the order of third reading of bills.

Mr. Edwards moved that the Senate concur in the action of the committee of the whole in striking out all after the enacting clause of the bill.

Mr. Phelps called for the yeas and nays.

The motion prevailed by yeas and nays as follows:

## YEAS.

Mr. Austin,	Mr. Greiner,	Mr. Hueston,	Mr. Sherwood,	
Belknap,	Heisterman,	Moon,	Smith, G. A.,	
Curtiss,	Hertzler,	Pennell,	Spencer,	
Edwards,	Hubbell,			14

## NAYS.

Mr. Brown,	Mr. Davenport,	Mr. Hawley,	Mr. Shoemaker,	
Carpenter,	Davis,	Phelps,	Woodruff,	
Cline,	Francis,			10

On motion of Mr. Edwards,

The title and enacting clause of the bill were laid on the table.

On motion of Mr. Curtiss,  
Leave of absence was granted to himself until Tuesday, June 2.  
On motion of Mr. Hubbell,  
The Senate adjourned.

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*Lansing, Friday, May 29, 1885.*

The Senate met and was called to order by the President at 9 o'clock A. M.  
Prayer by the Rev. Mr. Brown.  
Roll called: a quorum present.

PETITIONS.

No. 744. By Mr. Phelps: Petition of M. L. Stevens and 134 others, of Evart, for the passage of the soldiers' bounty bill;  
Referred to the committee on military affairs.

REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate manuscript bill No. 285, entitled

A bill to suspend the operation of section 4023 of the compiled laws of 1871, being compiler's section 5478 of Howell's Annotated Statutes, in certain cases, for a period of five years from the first day of January, A. D. 1886;

Also,

Senate bill No. 254, entitled

A bill to amend sections 20, 22, 23, 24, 25, 26, 27, 28, 29 and 40 of act 211 of session laws of 1861, entitled An act to incorporate the village of Lowell, approved March 15, 1861, and the acts amendatory thereto.

J. W. BELKNAP, *Chairman.*

Report accepted.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

House bill No. 192 (File No. 349), entitled

A bill to prohibit the use of scrip or store orders in the payment of wages of laborers in shops and factories,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it be placed on the general order and referred to the committee of the whole, and ask to be discharged from the further consideration of the subject.

O. J. MONROE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred  
Senate bill No. 232, entitled

A bill to provide for the sale of certain tax lands,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and without recommendation, except that it be printed and placed on the general order, and ask to be discharged from the further consideration of the subject.

FITCH PHELPS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 314 (File No. 147), entitled

A bill to provide for indeterminate sentences, and the disposition, management, and release of criminals under such sentence,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and without recommendation as to its passage, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 334 (File No. 189), entitled

A bill to amend section 30 of chapter 153 of the revised statutes of 1846, being section 7539 of the compiled laws of 1871, relative to offenses against the lives and persons of individuals,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 641 (File No. 389), entitled

A bill to amend sections 1 and 2 of act number 172 of the session laws of 1881, approved May 31, 1881, relative to the jurisdiction of circuit courts in suits against mutual benefit, coöperative, and benevolent associations, being compiler's sections 4360 and 4361 of Howell's Annotated Statutes of 1882,

Respectfully report that they have had the same under consideration, and

have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 376 (File No. 279), entitled

A bill providing for the employment, defining the duties, and fixing the compensation of a stenographer for the 9th judicial circuit,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and without recommendation as to its passage, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 145 (File No. 377), entitled

A bill to provide that sureties upon official bonds shall make justification under oath of their pecuniary responsibility,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and without recommendation as to its passage, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 423 (File No. 339), entitled

A bill to amend section 9 of chapter 157, of the compiled laws of 1871, entitled "The inventory and collection of effects of deceased persons" being compiler's section 5877 of Howell's Annotated Statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred



House bill No. 80 (File No. 129), entitled

A bill to regulate the trial of actions for damages arising from negligence,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, and without recommendation as to its passage, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary and public health:

The committee on judiciary and public health, to whom was referred Senate bill No. 82 (File No. 93), entitled

A bill to regulate the practice of pharmacy in the State of Michigan, Together with the following House amendments:

1st. Amend section 10, line 4, by striking out the words "making or;"

2d. Amend section 10 by inserting after the word "of" in line 5, the following: "drugs, medicines, chemicals, essential oils, and turpentine, which are put up in bottles, boxes, or packages, bearing labels which shall bear the name of the pharmacist or druggist putting up the same, the dose that may be administered to persons three months, six months, one year, three years, five years, ten years, fifteen years, and twenty-one years of age, and if poison, the name or names of the most common antidotes of,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the House amendments be concurred in, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL,

*Chairman Committee on Judiciary.*

JAMES HUESTON,

*Chairman Committee on Public Health.*

Report accepted and committee discharged.

Mr. Hueston moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Austin,	Mr. Francis,	Mr. Manwaring,	Mr. Pulver,
Belknap,	Greiner,	Monroe,	Sherwood,
Brown,	Hawley,	Moon,	Smith, G. A.,
Carpenter,	Heisterman,	Pennell,	Smith, S. W.,
Carveth,	Hubbell,	Phelps,	Woodruff,
Davis,	Hueston,		

22

NAYS.

0

The bill was referred to the committee on engrossment and enrollment for enrollment.

## MESSAGE FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, MICHIGAN, }  
Lansing, May 28, 1885. }

*To the President of the Senate:*

SIR—I am directed by the Governor to return herewith to the Senate as per request made by that body,

Senate bill 318 (File No. 211), being

An act to provide for the introduction and use of automatic or other safety car couplers upon the railroads of this State.

Very respectfully,

GIL R. OSMUN,  
*Private Secretary.*

On motion of Mr. S. W. Smith,

The above named bill was ordered returned to the House, in accordance with a request heretofore made.

Mr. Phelps moved to reconsider the vote by which the Senate yesterday concurred in the action of the committee of the whole in striking out all after the enacting clause of

Senate bill No. 330 (File No. 216), entitled

A bill to provide for uniform text-books for all primary, district, and graded schools of the State of Michigan, receiving State patronage, being wholly or in part supported by public moneys or the mill tax, excepting the State Normal School, Agricultural College, and the University of Michigan.

Mr. Edwards moved to lay the motion on the table.

Mr. Hubbell called for the yeas and nays.

The motion did not prevail, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Greiner,	Mr. Hubbell,	Mr. Smith, G. A.,
Belknap,	Heisterman,	Sherwood,	Spencer,
Edwards,	Hertzler,		10

## NAYS.

Mr. Brown,	Mr. Davis,	Mr. Manwaring,	Mr. Phelps,
Carpenter,	Francis,	Monroe,	Smith, S. W.,
Carveth,	Hawley,	Moon,	Woodruff,
Cline,	Hueston,	Pennell,	15

The question being on the motion to reconsider the vote by which the Senate concurred in the action of the committee of the whole in striking out all after the enacting clause of the bill,

The motion prevailed.

The question being on concurring in the action of the committee of the whole,

Mr. Edwards called for the yeas and nays.

The Senate non-concurred, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Greiner,	Mr. Hertzler,	Mr. Smith, G. A.,
Belknap,	Heisterman,	Sherwood,	Spencer,
Edwards,			9

## NAYS.

Mr. Brown,	Mr. Davis,	Mr. Manwaring,	Mr. Phelps,
Carpenter,	Francis,	Monroe,	Smith, S. W.,
Carveth,	Hawley,	Moon,	Woodruff,
Cline,	Hueston,	Pennell,	15

On motion of Mr. Phelps,  
The bill was laid on the table.

On motion of Mr. Francis,

By a vote of two-thirds of all the Senators elect, the following bill, which passed the Senate yesterday, was ordered to take immediate effect, viz. :

House bill No. 304 (File No. 126), entitled

A bill to provide for an attorney fee in the foreclosure of real estate mortgages by advertisement.

On motion of Mr. Carveth,

Leave of absence was granted to himself until Monday evening, June 1.

On motion of Mr. Phelps,

Leave of absence was granted to himself from to-day noon until Tuesday noon.

On motion of Mr. Hertzler,

Leave of absence was granted to himself indefinitely on account of sickness in his family.

## GENERAL ORDER.

On motion of Mr. Hubbell,

The Senate went into committee of the whole on the general order,

Mr. Hubbell in the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

## I.

Senate bill No. 184 (File No. 152), entitled

A bill to amend section 1 of act No. 350 of the session laws of 1865, approved March 1, 1865, entitled "An act to protect fish and preserve the fisheries of this State," being section 2163 of the general statutes of this State, compiled and annotated by Andrew Howell;

House bill No. 474 (File No. 369), entitled

A bill to validate and make binding certain contracts, covenants, and agreements made with fire insurance companies organized under the laws of this State, prescribing, limiting, and restricting the liability of persons insured therein, and the members thereof for the losses and expenses of such companies;

House joint resolution No. 27 (File No. 14), entitled

Joint resolution to define the methods of securing the doors of the rooms in which inmates are confined at the Industrial Home for Girls, and to provide for fire escapes at said Industrial Home for Girls;

House bill No. 397 (File No. 143), entitled

A bill to amend section 12 of act No. 83 of the session laws of 1873, being continuous section No. 4258 of Howell's Annotated Statutes of Michigan, entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties, and to repeal chapter 97 of the compiled

laws of 1871, and also act No. 94 of the session laws of 1871," approved April 12, 1871;

House bill No. 498 (File No. 306), entitled

A bill to amend chapter 146 of the compiled laws of 1871, being an act for the collection of tolls and for the care, charge and operating of St. Mary's Falls ship canal, as amended by act No. 177 of the session laws of 1865, by act No. 118 of the session laws of 1877, and by act No. 59 of the session laws of 1879, being chapter 211 of Howell's Annotated Statutes, by adding one new section thereto, to be known as section 11, authorizing any member of the board of control of said canal to administer oaths to witnesses brought before such board;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

Senate bill No. 345 (File No. 140), entitled

A bill to amend section 5 of act No. 79 of the session laws of 1873, entitled "An act to provide for the appointment of a Commissioner of Railroads, and to define his powers, duties, and fix his compensation," and the acts amendatory thereof;

Senate bill No. 22 (File No. 191), entitled

A bill to amend sections 1442, 1443, 1445, and 1446 of Howell's Annotated Statutes, being sections 1, 2, 4, and 5 of act No. 244 of the session laws of 1879, entitled "An act for the collection of damages sustained by reason of defective public highways, streets, bridges, cross-walks, and culverts, so as to make said act cover damages sustained by reason of defective sidewalks;

House bill No. 678 (File No. 234), entitled

A bill to prevent the sale of unwholesome milk and milk products;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

## III.

The committee of the whole have also had under consideration the following:

Senate bill No. 65 (File No. 42), entitled

A bill to amend sections 1, 2, 3, 5, and 6 of "An act establishing a State agency for the care of juvenile offenders," approved April 29, 1873, as amended by "An act to amend section 1" of said act, approved March 19, 1875;

Have directed their chairman to report the same back to the Senate, with the recommendation that the bill be laid on the table.

## IV.

The committee of the whole have also had under consideration the following:

House bill No. 321 (File No. 285), entitled

A bill to amend section 19 chapter 154 of the revised statutes of 1846, being compiler's section 9141 of Howell's General Statutes of the State of Michigan relative to offenses against property.

Have directed their chairman to report the same back to the Senate, with

the recommendation that the further consideration of the bill be indefinitely postponed.

JAY A. HUBBELL, *Chairman.*

The President *pro tem.* took the chair.

Report accepted and committee discharged.

The first four named bills and joint resolution were placed on the order of third reading of bills.

On motion of Mr. Hubbell,

The Senate concurred in the amendments made to the first two of the second named bills, and the same were placed on the order of third reading of bills.

On motion of Mr. Edwards,

The third of the second named bills was referred to the committee on the judiciary and public health jointly.

On motion of Mr. Hubbell,

The Senate concurred in the recommendation of the committee regarding the third named bill, and the same was laid on the table.

On motion of Mr. Hubbell,

The Senate concurred in the recommendation of the committee regarding the fourth named bill, and the further consideration of the bill was indefinitely postponed.

Mr. Hawley moved that the Senate do now adjourn, and stand adjourned until Monday evening, June 1, at 9 o'clock.

Mr. Hubbell moved as a substitute, that the Senate take a recess until 2 o'clock to-day.

Mr. Hawley called for the yeas and nays.

The substitute was not adopted by yeas and nays as follows:

YEAS.

Mr. Brown,	Mr. Henry,	Mr. Monroe,	Woodruff,
Edwards,	Hubbell,	Smith, G. A.,	President
			<i>pro tem.</i> , 8

NAYS.

Mr. Austin,	Mr. Greiner,	Mr. Moon,	Mr. Shoemaker,
Oline,	Hawley,	Pennell,	Smith, S. W.,
Davis,	Heisterman,	Sherwood,	Spencer,
Francis,	Hueston,		14

The question being on the motion that the Senate do now adjourn and stand adjourned until Monday night at 9 o'clock,

Mr. Shoemaker called for the yeas and nays.

The motion then prevailed, by yeas and nays, as follows:

YEAS.

Mr. Austin,	Mr. Francis,	Mr. Monroe,	Mr. Shoemaker,
Brown,	Greiner,	Moon,	Smith, G. A.,
Cline,	Hawley,	Pennell,	Smith, S. W.,
Davis,	Heisterman,	Sherwood,	Spencer, 16

NAYS.

Mr. Edwards,	Mr. Hubbell,	Mr. Pulver,	President
Henry,	Hueston,	Woodruff,	<i>pro tem.</i> , 7

The President *pro tem.* announced that the Senate would stand adjourned until Monday, June 1, at 9 o'clock P. M.

*Lansing, Monday, June 1, 1885.*

The Senate met and was called to order by the President at 9 o'clock P. M.  
Prayer by the Rev. Mr. Franklin.

Roll called: not a quorum present.

Absent without leave: Messrs. Belknap, Carveth, Davenport, Francis, Hubbell, Hueston, Manwaring, Monroe, Sherwood, Shoemaker, Smith, G. A., Spencer.

On motion of Mr. Kempf.

The Senate adjourned.

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*Lansing, Tuesday, June 2, 1885.*

The Senate met and was called to order by the President at 9 o'clock A. M.

Prayer by the Rev. Mr. Valentine.

Roll called: a quorum present.

Absent without leave: Senators Davenport, Manwaring, G. A. Smith, and Spencer.

On motion of Mr. Davis,

Leave of absence was granted to Mr. Davenport for the day.

On motion of Mr. Greiner,

Leave of absence was granted to Mr. Manwaring for the day.

On motion of Mr. Austin,

Leave of absence was granted to Messrs. G. A. Smith and Spencer for the day.

On motion of Mr. Cline,

Leave of absence was granted to himself at will for the day.

#### ANNOUNCEMENT.

The President announced the news of the death of Ex-Senator John Roost, at Holland, Michigan, and ordered the flag over the Senate chamber placed at half-mast during the day.

On motion of Mr. Belknap,

The Secretary was directed to telegraph to the family of the late Senator, the sympathy of this body in their loss, and the loss to the State of a former member of both branches of the legislature.

#### PETITIONS.

No. 745. By Mr. Curtiss: Petition of B. F. Carpenter and 140 others of Nelson, Kent county, for the passage of the bounty bill;

Referred to the committee on military affairs.

No. 746. By Mr. Francis: Petition of W. B. Perkins, E. S. Ellis, and 30 others of Kalkaska county, for the passage of the "Shoemaker freight bill;"

Referred to the committee on railroads.

No. 747. By Mr. Stephenson: Remonstrance of Business Men's Association of Ishpeming, Marquette county, against the passage of House bill, file No. 374, commonly known as the "Shaft bill;"

On motion of Mr. Stephenson,

The remonstrance was referred to the committee on agricultural interests and ordered printed in the Journal.

The following is the remonstrance:

*To the Senate and House of Representatives of the State of Michigan:*

The following is a copy of a resolution unanimously adopted by the "Business Men's Association" of Ishpeming, at their annual meeting on May 27, 1885.

*Resolved*, That the "Business Men's Association" of Ishpeming, Marquette county, Michigan, unanimously disapprove of and hereby protest against the passage of "House bill file No. 374," entitled a bill to provide adequate and efficient means of securing the safety and health of persons employed in mines in the State of Michigan for the following reasons:

*First*, There is no evil to be remedied which this bill would reach, as evidenced by the facts that in all the history of mining in the Upper Peninsula of Michigan no accident has ever occurred from the crushing in or closing up of any shaft. There is no fire damp to be provided against in the copper and iron mines of Lake Superior; no demand exists among miners for the passage of this or any other similar bill.

*Second*, The passage of this act would prevent the working of a very large proportion of the mines of the Upper Peninsula which owing to depth and quality of ore, or position of the ore, could not be worked to a profit if it were necessary to sink two or more shafts to each deposit, especially in the present depressed condition of the iron and copper market, and it would render the mines of this State unable to compete on equal terms with those situated in States not burdened with similar restrictions;

*Third*, The added and unnecessary cost would be a nearly prohibitory tax on all new enterprises, where, as is always the case in mining operations, the chance of finding a remunerative body of ore, after great cost has been entailed, is at best uncertain;

*Fourth*, All the business of the county is entirely dependent on the success of the mines, and the closing of any large proportion of them would be absolutely ruinous to all other kinds of business in this section.

*Resolved*, That the secretary of this association be directed to forward copies of this resolution to the Senate and House of Representatives of the State of Michigan.

C. R. ELY, *Secretary*.

#### REPORTS OF STANDING COMMITTEES.

By the committee on supplies and miscellaneous expenses of the Senate:

The committee on supplies and miscellaneous expenses of the Senate, report the following bills:

To Michigan Congress Water Co., twenty days water from May 1st to 29th, including May 29th, 21 days, @ \$1.00 per day, \$21.00.

Furnished under direction of the Sergeant-at-Arms of the Senate, which they have had under consideration, and directed me to report the same to the

Senate, and recommend the allowance, and ask to be discharged from the further consideration of the subject.

HENRY WOODRUFF, *Chairman.*

Report accepted.

On motion of Mr. Woodruff,

The bill was allowed.

By the committees on military affairs and appropriations and finance:

The committees on military affairs and appropriations and finance, to whom was jointly referred

House bill No. 59 (File No. 14), entitled

A bill to equalize State bounties to volunteers in the late war of the rebellion,

Respectfully report that they have had the same under consideration, and have directed us to report the same back to the Senate, without amendment, without recommendation, and that it do lie on the table, and ask to be discharged from the further consideration of the subject.

HENRY WOODRUFF,

*Chairman Committee on Military Affairs.*

GEO. A. SMITH,

*Chairman Committee on Appropriations and Finance.*

Report accepted and committees discharged.

On motion of Mr. Woodruff,

The bill was laid on the table.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 82 (File No. 93), entitled

A bill to regulate the practice of pharmacy in the State of Michigan.

J. W. BELKNAP, *Chairman.*

Report accepted.

By the committees on military affairs and appropriations and finance:

The committees on military affairs and appropriations and finance, to whom was jointly referred

House bill No. 86 (File No. 355), entitled

A bill to authorize the establishment of a home for disabled volunteer soldiers, sailors, and marines in the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed us to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

HENRY WOODRUFF,

*Chairman Committee on Military Affairs.*

GEO. A. SMITH,

*Chairman Committee on Appropriations and Finance.*

Report accepted and committees discharged.

On motion of Mr. Woodruff,

The Senate concurred in the amendments made to the bill by the committees.

The bill was then ordered re-printed, referred to the committee of the whole, and placed on the general order.



## MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE,  
Lansing, May 29, 1885. }

*To the Senate :*

I have this day approved, signed, and deposited in the office of the Secretary of State,

Senate bill No. 285, manuscript, being

An act to suspend the operation of section 4023 of the compiled laws of 1871, being compiler's section 5478 of Howell's Annotated Statutes, in certain cases for a period of five years from the first day of January, A. D. 1886;

Also,

Senate bill No. 252, manuscript, being

An act to amend sections 20, 22, 23, 24, 25, 26, 27, 28, 29, and 40 of act 211 of session laws of 1861, entitled "An act to incorporate the village of Lowell," approved March 15, 1861, and the acts amendatory thereto.

R. A. ALGER, Governor.

The message was laid on the table.

## MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 29, 1885. }

*To the President of the Senate :*

SIR—I am instructed by the House to re-return to the Senate the following bill entitled :

Senate bill No. 318 (File No. 211), entitled

A bill to provide for the introduction and use of automatic or other safety car couplers upon the railroads of this State;

Which the House passed, and so informed the Senate, with an amendment May 26, and which bill the House requested returned for reconsideration by message of May 28.

Now to inform the Senate that for the said bill the House has adopted a substitute, entitled

A bill to provide for the introduction and use on all cars owned and operated by any railroad company or other corporation doing business in this State, of some form of automatic car coupling by means of which all cars may be coupled and uncoupled without the necessity of the brakeman or any other person passing between the cars;

In the passage of which as thus substituted the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
Clerk of the House of Representatives.

Mr. S. W. Smith moved that the Senate concur in the adoption of the substitute for the bill by the House.

On motion of Mr. Woodruff,

The bill and substitute were laid on the table.

On motion of Mr. Belknap,

The substitute was ordered printed in the Journal.

The following is the substitute:

A BILL to provide for the introduction and use on all cars owned and operated by any railroad company or other corporation doing business in this State, of some form of automatic car coupling, by means of which all cars may be coupled and uncoupled without the necessity of the brakeman or other person passing between the cars.

SECTION 1. *The People of the State of Michigan enact*, That every railroad company, on and after the first day of July, one thousand eight hundred and eighty-six, owning or operating a railroad, or any portion of a railroad, wholly or partly in this State, shall place, or cause to be placed upon every freight car thereafter constructed, purchased, or leased by such corporation, and upon every freight car owned or leased by such corporation, which is sent to the shop for general repairs, or for the repair of the coupling fixtures thereof, with the intent to use such car, such form of automatic or other safety coupler, at each end thereof, as the Commissioner of Railroads, after examination and test of the same, may prescribe. And such Commissioner of Railroads, on or before May 1, 1886, shall select two or more different patterns of automatic or other safety couplers, which will couple with each other, and also with the link and pin coupler now generally in use, from which patterns said railroad companies may select couplers for use on cars, as required by this act.

SEC. 2. The provisions of this act may be enforced by any circuit court of this State in a county through which the railroad of any company refuses to comply with such provisions may run, upon application of the Commissioner of Railroads, under such penalty as the said court may determine of not less than \$100 for each violation of the provisions of this act.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 2, 1885. }

*To the President of the Senate :*

SIR—I am instructed by the House to respectfully request the return of the following entitled bill:

Senate bill No. 241 (File No. 239), entitled

A bill to amend sections 4, 7, 51, 52, 75, and 116 of act number 192 of the session laws of 1861, entitled "An act to incorporate the city of Pontiac," approved March 15, 1861, as amended by the several acts amendatory thereof, and to add 15 new sections to said act to stand as sections 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, and 203,

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. S. W. Smith,

The committee on engrossment and enrollment was discharged from the further consideration of the bill.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment, to whom was referred

Senate bill No. 241 (File No. 239), entitled

A bill to amend sections 7, 67, 68, 69, 70, 75, 145, 147, 148, and 150 of act number 192 of the session laws of 1861, entitled "An act to incorporate the city of Pontiac," approved March 15, 1861, as amended by the several acts amendatory thereof,

Respectfully report the same back to the Senate as directed.

J. W. BELKNAP, *Chairman.*

On motion of Mr. S. W. Smith,

The bill was ordered returned to the House in accordance with its request.

MOTIONS AND RESOLUTIONS.

Mr. Pulver moved to take from the table,

House bill No. 640, entitled

A bill to detach certain territory in the township of Middlebury, in Shiassee county, and attach the same to the township of Ovid, in Clinton county ;

Which motion prevailed.

On motion of Mr. Pulver,

The further consideration of the bill was indefinitely postponed.

Mr. Francis moved to take from the table

Senate bill No. 397, entitled

A bill to amend act No. 68, session laws of 1883, entitled "An act to provide for the laying out of a State road in the county of Grand Traverse," and extending time therefor one year ;

Also,

Senate bill No. 398, entitled

A bill to extend the time for the laying out of a State road in the county of Leelanaw, under act No. 69, session laws of 1883 ;

Which motion prevailed.

On motion of Mr. Francis,

The two named bills were referred to the committee on roads and bridges.

Mr. Hawley moved to take from the table

House bill No. 448 (File No. 296), entitled

A bill to amend compiler's section 6131 of the compiled laws of 1871 relative to judgments and executions, being section 7716, Howell's Annotated Statutes of 1882 ;

Which motion prevailed.

On motion of Mr. Hawley,

The bill was placed on the order of third reading.

Mr. Hawley moved to take from the table

House bill No. 83 (File No. 256), entitled

A bill to define the qualifications of deputy sheriffs and under sheriffs to be hereafter appointed in this State,

Which motion did not prevail.

Mr. Curtiss moved that the committee of the whole be discharged from the further consideration of

House bill No. 299 (File No. 184), entitled

A bill to amend sections 1, 2, 3, 7, 9 and 12 of act No. 344 of the session laws of 1871, entitled "An act relative to free schools in the city of Grand Rapids," approved March 15, 1871, as amended by an act approved April 24, 1875, as amended by act approved May 9, 1877, as amended by act approved May 3, 1879, and as further amended by act approved March 16, 1881,

Which motion prevailed.

On motion of Mr. Curtiss,

The bill was placed on the order of third reading.

Mr. Brown offered the following concurrent resolution :

*Resolved* (the House concurring), That from and after Saturday, June 13th, the two houses of this legislature will transact no other business than for the President of the Senate and the Speaker of the House to sign enrolled bills

for the approval of the Governor, and the entry of the same on the journals by the Secretary of the Senate and the clerk of the House, and the time for final adjournment of this legislature shall be on Wednesday, the 17th day of June, at 12 o'clock M. of that day.

On motion of Mr. Hubbell,

The concurrent resolution was laid on the table.

### THIRD READING OF BILLS.

House bill No. 388 (File No. 246), entitled

A bill to provide for the retirement of aged and disabled firemen and the payment of pensions to the wives and children of deceased firemen killed in the service of the city of Detroit;

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Hueston moved to amend the bill as follows:

By inserting in section 1, line 5, after the word "disabled" the words "in the discharge of his duty as such fireman;"

Which motion prevailed, and the bill was so amended.

The bill as amended was then not passed, a majority of all the Senators elect not voting therefor by yeas and nays as follows:

#### YEAS.

Mr. Brown,	Mr. Edwards,	Mr. Hubbell,	Mr. Pulver,
Carveth,	Francis,	Hueston,	Sherwood,
Cline,	Greiner,	Moon,	Smith, S. W.,
Davis,	Hawley,	Pennell,	Stephenson, 16

#### NAYS.

Mr. Belknap,	Mr. Heisterman,	Mr. Henry,	Mr. Woodruff,	5
Curtiss,				

Mr. Belknap moved to reconsider the vote by which the Senate refused to pass the bill;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Hawley,

The bill was laid on the table.

House bill No. 498 (File No. 306), entitled

A bill to amend chapter 146 of the compiled laws of 1871, being an act for the collection of tolls, and for the care, charge and operating of St. Mary's Falls ship canal, as amended by act number 177 of the session laws of 1865, by act number 118 of the session laws of 1877, and by act number 59 of the session laws of 1879, being chapter 211 of Howell's Annotated Statutes, by adding one new section thereto, to be known as section 11, authorizing any member of the board of control of said canal to administer oaths to witnesses brought before such board;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Davis,	Mr. Henry,	Mr. Pulver,
Belknap,	Edwards,	Hubbell,	Sherwood,
Brown,	Francis,	Hueston,	Shoemaker,
Carpenter,	Greiner,	Monroe,	Smith, S. W.,

Mr. Carveth,  
Cline,  
Curtiss,

Mr. Hawley,  
Heisterman,

Mr. Moon,  
Pennell,

Mr. Stephenson,  
Woodruff,

25

NAYS.

0

Title agreed to.

House bill No. 474 (File No. 369), entitled

A bill to validate and make binding certain contracts, covenants, and agreements made with fire insurance companies organized under the laws of this State, prescribing, limiting, and restricting the liability of persons insured therein, and the members thereof for the losses and expenses of such companies,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Austin,  
Belknap,  
Brown,  
Carpenter,  
Cline,  
Curtiss,

Mr. Davis,  
Edwards,  
Francis,  
Hawley,  
Heisterman,  
Hubbell,

Mr. Hueston,  
Kempf,  
Monroe,  
Moon,  
Pennell,

Mr. Pulver,  
Shoemaker,  
Smith, S. W.,  
Stephenson,  
Woodruff,

22

NAYS.

Mr. Carveth,

1

Title agreed to.

On motion of Mr. Edwards,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 397 (File No. 143), entitled

A bill to amend section 12 of act No. 82 of the session laws of 1873, being continuous section No. 4258 of Howell's Annotated Statutes of Michigan, entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties, and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94 of the session laws of 1871," approved April 12, 1871,

Was read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

YEAS.

Mr. Austin,  
Belknap,  
Brown,  
Carveth,  
Cline,  
Curtiss,

Mr. Davis,  
Edwards,  
Francis,  
Hawley,  
Heisterman,

Mr. Hubbell,  
Hueston,  
Kempf,  
Monroe,  
Moon,

Mr. Pulver,  
Sherwood,  
Smith, S. W.,  
Stephenson,  
Woodruff,

21

NAYS.

0

Title agreed to.

House joint resolution No. 27 (File No. 14), entitled

A joint resolution to define the methods of securing the doors to the rooms in which inmates are confined at the Industrial Home for Girls, and to provide for fire escapes at said Industrial Home for Girls;

On motion of Mr. Belknap,

The joint resolution was laid on the table.

Senate bill No. 245 (File No. 140), entitled

A bill to amend section 5 of act No. 79, of the session laws of 1873, entitled "An act to provide for the appointment of a Commissioner of Railroads, and to define his powers, duties, and fix his compensation," and the acts amendatory thereof,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Henry,	Mr. Pulver,
Brown,	Edwards,	Hubbell,	Sherwood,
Carpenter,	Francis,	Hueston,	Shoemaker,
Carveth,	Greiner,	Monroe,	Smith, S.W.,
Cline,	Hawley,	Moon,	Stephenson,
Curtiss,	Heisterman,	Pennell,	Woodruff, 24

## NAYS.

0

Title agreed to.

House bill No. 148 (File No. 152), entitled

A bill to provide for the incorporation of societies to promote the interests of trade and labor,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Henry,	Mr. Pennell,
Belknap,	Edwards,	Hubbell,	Pulver,
Brown,	Francis,	Hueston,	Sherwood,
Carpenter,	Greiner,	Kempf,	Shoemaker,
Carveth,	Hawley,	Monroe,	Smith, S. W.,
Cline,	Heisterman,	Moon,	Woodruff,
Curtiss,			

25

## NAYS.

0

Title agreed to.

Senate bill No. 22 (File No. 191), entitled

A bill to amend sections 1442, 1443, 1445, and 1446 of Howell's Annotated Statutes, being sections 1, 2, 4, and 5 of Act No. 244 of the session laws of 1879, entitled "An act for the collection of damages sustained by reason of defective public highways, streets, bridges, cross-walks, and culverts," so as to make said act cover damages sustained by reason of defective sidewalks,

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Francis moved to amend the bill as follows:

By adding to section 2, line 9, after the word "streets" the words "bridges, sidewalks;"

Which motion prevailed and the bill was so amended.

By unanimous consent, Mr. Sherwood moved to amend the bill as follows:

By striking out the word "sidewalks" wherever it occurs in the bill;

Which motion did not prevail.

By unanimous consent, Mr. Shoemaker moved to amend the bill as follows:

1. By inserting in section 6, at the end of line 2, the word "bridges."

2. By inserting in same section, line 6, after the word "streets," the word "bridges,"

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Austin,	Mr. Cline,	Mr. Hawley,	Mr. Moon,
Belknap,	Curtiss,	Heisterman,	Pulver,
Brown,	Davis,	Henry,	Smith, S. W.,
Carpenter,	Francis,	Hubbell,	Stephenson,
Carveth,	Greiner,	Kempf,	Woodruff, 20

## NAYS.

Mr. Hueston,	Mr. Monroe,	Mr. Sherwood,	Mr. Shoemaker, 4
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Title agreed to.

House bill No. 448 (File No. 296), entitled

A bill to amend compiler's section 6131 of the compiled laws of 1871, relative to judgments and executions, being section 7716 of Howell's Annotated Statutes of 1882;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Curtiss,	Mr. Hubbell,	Mr. Pulver,
Belknap,	Davis,	Hueston,	Sherwood,
Brown,	Edwards,	Kempf,	Smith, S. W.,
Carveth,	Hawley,	Moon,	Stephenson,
Cline,	Heisterman,	Pennell,	19

## NAYS.

Mr. Carpenter,	Mr. Francis,	Mr. Woodruff,	3
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Title agreed to.

House bill No. 299 (File No. 184), entitled

A bill to amend sections 1, 2, 3, 7, 9 and 12 of act No. 344 of the session laws of 1871, entitled "An act relative to free schools in the city of Grand Rapids," approved March 15, 1871, as amended by act approved April 24, 1875, as amended by act approved May 9, 1877, as amended by act approved May 3, 1879, and as further amended by act approved March 16, 1881, and to add a new section to the act to stand as section 23,

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Curtiss moved to further amend the bill as follows:

By striking out amended sections 2 and 3 of the bill;

Which motion did not prevail.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Cline,	Mr. Heisterman,	Mr. Moon,
Belknap,	Davenport,	Henry,	Pennell,
Brown,	Davis,	Hubbell,	Smith, S. W.,
Carpenter,	Edwards,	Hueston,	Spencer,
Carveth,	Francis,	Monroe,	Woodruff, 20

## NAYS.

Mr. Curtiss,

1

The question being on agreeing to the title,

Mr. Curtiss moved to amend the titles so as to read as follows:

A bill to amend sections 1, 2, 3, 7, 9, and 12 of act No 344 of the session laws of 1871, entitled "An act relative to the free schools in the city of Grand Rapids," approved March 15, 1871, as amended by act approved April 24, 1875, as amended by act approved May 9, 1877, as amended by act approved May 3, 1879, and as further amended by act approved March 16, 1881, and to add two new sections to said act to stand as sections 23 and 24;

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Curtiss,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

## GENERAL ORDER.

On motion of Mr. Cline,

The Senate went into committee of the whole on the general order,

Mr. Curtiss in the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

## I.

The committee of the whole have had under consideration the following:

Senate bill No. 273 (File No. 230), entitled

A bill to incorporate the public schools of Oscoda,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

House joint resolution No. 20 (File No. 19), entitled

Joint resolution directing the Commissioner of the State Land Office to cause to be issued a patent to Wm. S. Charles for W  $\frac{1}{4}$  S W  $\frac{1}{4}$ , section No. 33, town 2 south, range 15 west, the same being State swamp land;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

J. L. CURTISS, *Chairman*.

Report accepted and committee discharged.

The bill was placed on the order of third reading of bills.

On motion of Mr. Curtiss,

The Senate concurred in the amendments made to the second named joint resolution, and the same was placed on the order of third reading of bills.

On motion of Mr. Sherwood,

The Senate took a recess until 2 o'clock P. M.



## AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President *pro tem*.

Roll called: a quorum present.

The President took the chair.

## PETITIONS.

No. 748. By Mr. Davis: Petition of E. A. Bullard and 39 others, of Vassar, Tuscola county, ex-soldiers, for the passage of the bounty bill;

No. 749. By Mr. Edwards: Petition of H. D. Woodward and 54 others, of Newaygo county, same object;

No. 750. By Mr. Sherwood: Petition of Charles Mizner and 78 others, of Berrien county, same object;

No. 751. By Mr. Francis: Petition of H. McDaniels and 88 others, of Emmet county, same object;

No. 752. By Mr. S. W. Smith: Petition of W. M. Gage and 43 others, same object;

No. 753. By Mr. Belknap: Petition of O. J. Wolfe and 112 others, of Howard City, same object;

No. 754. By Mr. Pennell: Petition of S. Richmond and 82 others, of Leslie, Ingham county;

The seven petitions were referred to the committee on military affairs.

No. 755. By Mr. Belknap: Petition of Mrs. E. B. Taylor and 27 other ladies of Kent county, in favor of woman suffrage;

Referred to committee on the judiciary.

No. 756. By Mr. Hawley: Petition of B. Cartwright, secretary, for the passage of the labor organization bill;

Referred to the committee on labor.

No. 757. By Mr. Hawley: Petition of B. Cartwright, secretary, for the passage of the building inspector's bill;

No. 758. By Mr. Hawley: Petition of Parke, Davis & Co., and 2,766 others, for the passage of the Detroit fireman's pension bill;

The two petitions were referred to the committee on cities and villages.

## REPORTS OF STANDING COMMITTEES.

By the committee on railroads:

The committee on railroads, to whom was referred

House bill No. 518 (File No. 223), entitled

A bill to regulate and provide for the carrying, yarding, and feeding of so-called Texas cattle, while in transit into or across this State between the first day of April and the first day of November of each year,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

CHAS. AUSTIN, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 458 (File No. 385), entitled

A bill to amend sections 5208 and 5209, of the compiled laws of 1871, being sections 6771 and 6772 of Howell's Annotated Statutes relative to probate courts,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 456 (File No. 372), entitled

A bill to authorize the transcript of a judgment from the docket of one justice of the peace to that of another within this State;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on insurance:

The committee on insurance, to whom was referred

House bill No. 384 (File No. 315), entitled

A bill to amend section 8 of an act entitled "An act relative to the organization and powers of fire and marine insurance companies transacting business within this State," approved April 3, 1869,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

EDWARD E. EDWARDS, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 2, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

*Resolved* (the Senate concurring), That from and after Wednesday, June 17, 1885, the two branches of this Legislature will transact no other business than for the President of the Senate and the Speaker of the House to sign enrolled

bills for the approval of the Governor, and the entry of the same on the Journals by the Secretary of the Senate and the Clerk of the House, and the time of final adjournment of this Legislature shall be Saturday, June 30, at 12 M., on that day,

Which has passed the House by a majority of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Hawley,

The concurrent resolution was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {  
*Lansing, June 2, 1886.* }

*To the President of the Senate:*

SIR—I am instructed by the House to re-return to the Senate the following entitled bill:

Senate bill No. 241 (File No. 232), entitled

A bill to amend sections 4, 7, 51, 52, 75, and 116 of act number 192 of the session laws of 1861, entitled "An act to incorporate the city of Pontiac," approved March 15, 1861, as amended by the several acts amendatory thereof, and to add 15 new sections to said act to stand as sections 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, and 203;

And to inform the Senate that the House has amended the same as follows:

1. Amend section 189 by striking out the word "June" in line 3 and inserting in lieu thereof the word "July;"

2. Amend section 106 by striking out the word "June" in line 1 and inserting in lieu thereof the word "July;"

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

Mr. S. W. Smith moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Davis,	Mr. Kempf,	Mr. Smith, S. W.,	
Belknap,	Edwards,	Monroe,	Spencer,	
Brown,	Greiner,	Moon,	Stephenson,	
Carpenter,	Heisterman,	Pennell,	Woodruff,	
Davenport,	Henry,	Sherwood,		19

#### NAYS.

0

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, June 2, 1885.* }

*To the President of the Senate :*

SIR—I am instructed by the House to re-return to the Senate the following bill :

Senate bill No. 103 (File No. 173), entitled

A bill to amend section 18 of chapter 266 of the compiled laws of 1871, being section 9651 of Howell's Annotated Statutes, relative to the inspection of county jails and the regulation thereof ;

Which the House amended as shown by a message of May 14, as follows :

Amend section 18, line 5, by striking out the words "the board of corrections and charities," and inserting in lieu thereof the word "State,"

And in which amendment the Senate, as shown by a message dated May 28, refused to concur ;

Now to inform the Senate that from said amendment the House recedes.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }  
*Lansing, June 2, 1885.* }

*To the President of the Senate :*

SIR—I am instructed by the House to re-transmit the following bill :

House bill No. 602 (File No. 288), entitled

A bill to amend sections 1, 3, 4, 5, 6, and 7 of act No. 156, of the session laws of 1883, being an act creating a bureau of labor and industrial statistics, and defining the powers and the duties of the same ;

Which the Senate amended, as shown by a message dated May 28th, as follows :

1. By striking out of line 2, section 3, the words "and the production of papers ;"

2. By striking out of line 7, section 4, the word "five," and inserting in lieu thereof the word "six ;"

Now to inform the Senate that in said first named amendment the House concurs, but further to inform the Senate that in said second named amendment the House non-concurs.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

On motion of Mr. Moon,

The bill was laid on the table.

The President announced the following :

HOUSE OF REPRESENTATIVES, }  
*Lansing, June 2, 1885.* }

*To the President of the Senate :*

SIR—I am instructed by the House to re-return to the Senate the following bill :

Senate bill No. 185 (File No. 164), entitled

A bill to provide for the appointment, compensation, and duties of a stenographer for the 16th judicial circuit :

Which the House amended as shown by message dated May 14, as follows :

By striking out all of section 5 of the bill and inserting the following to stand as section 5 :

"SEC. 5. In case the council for either party (to a suit) shall desire a transcript of the whole or a part of the testimony or proceedings in any case for the purpose of moving for a new trial or removing it to the Supreme Court, it shall be the duty of the stenographer so appointed to furnish the same within a reasonable time, and he shall be entitled to receive therefor from the party so requiring it the sum of six (6) cents per folio for each folio so transcribed. And the money so paid the stenographer shall be recovered as a part of the taxable costs of the party in such motion or in the Supreme Court : *Provided*, however, that if the said judge shall direct a copy of the testimony upon any trial to be made, the stenographer shall make and file the same within the time specified by said judge, without costs to either party, and such transcripts shall be deemed the official records of the court ;"

Which House amendment the Senate amended as shown by a message dated May 27, so as to read as follows :

"SECTION 5. In case the council for either party shall desire a copy of the testimony given in any trial for the purpose of moving for a new trial, preparing a bill of exceptions, or removing the cause to the Supreme Court, it shall be the duty of the stenographer, so appointed, to furnish the same within a reasonable time, and he shall be entitled to demand and receive therefor from the party so requiring it the sum of six cents per folio for each folio so transcribed : *Provided*, That in no one case shall said stenographer be entitled to receive or demand more than the sum of twelve dollars, and the amount so paid shall be recovered as a part of the taxable costs by the prevailing party in such motion or in the Supreme court : *And further provided*, That if the judge shall so direct, he shall make and file a copy of the testimony without fee or charge to any person, and the testimony so furnished or filed shall be deemed the official record of the court ;"

Now to inform the Senate that in said Senate amendment to the House concurs.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

#### GENERAL ORDER.

On motion of Mr. Hubbell,

The Senate went into committee of the whole on the general order,

Mr. Francis in the chair.

After some time spent therein, the committee rose, and through their chairman made the following report :

#### I.

The committee of the whole have had under consideration the following :  
House bill No. 556 (File No. 224) entitled

A bill to amend act No. 123, session laws of 1867, the same being compiler's section 3426, Howell's Annotated Statutes, relative to railroad companies ;

House bill No. 328 (File No. 211), entitled

A bill to authorize the use of condemned State arms by the organizations known as the Sons of Veterans ;

House bill No. 475 (File No. 291), entitled

A bill making an appropriation for frescoing and decorating the walls and corridors of the State capitol;

House bill No. 511 (File No. 259) entitled

A bill to amend section 1 of an act entitled "An act to provide wives with property and maintenance from their husbands' estate, when neglected or deserted by them," approved April 24, 1873, being consecutive section 6291, of the general statutes of the State of Michigan in force, compiled and annotated by Andrew Howell;

House bill No. 636 (File No. 307), entitled

A bill to amend section 7545, of Howell's Statutes, being compiler's section 5968, of the compiled laws of 1871, relative to the competency of witnesses and examination of parties in certain cases, as amended by act No. 245, of the session laws of 1881;

Senate bill No. 35 (File No. 198), entitled

A bill to amend section 8 of chapter 10 of an act entitled "An act for the incorporation of cities," approved April 29, 1873, being section 2544 of Howell's Annotated Statutes;

Senate bill No. 387 (File No. 203), entitled

A bill to amend act number 16 of the session laws of 1877, being section 5705 of the general statutes of the State of Michigan, compiled and annotated by Andrew Howell, entitled "An act relative [to alienation by deed, and the proof and recording of conveyances and the] canceling of mortgages;

Senate bill No. 312 (File No. 205), entitled

A bill to amend section 102 of chapter 188 of the compiled laws of 1871, being compiler's section 5969, relative to the competency of witnesses and examination of parties in certain cases;

Senate bill No. 58 (File No. 206), entitled

A bill to provide for the punishment of murderous assaults with dangerous or deadly weapons;

House bill No. 697 (File No. 172), entitled

A bill to legalize a certain mortgage issued by the Midland County Agricultural Society;

House bill No. 512 (File No. 333), entitled

A bill to amend section 4565 of the compiled laws of 1871, being section 6045 of Howell's Statutes, relative to the sale of real estate of deceased persons by executors and administrators;

House bill No. 287 (File No. 341), entitled

A bill to prevent non-resident aliens from acquiring or holding lands in this State;

House bill No. 513 (File No. 335), entitled

A bill to amend section 4368 of the compiled laws of 1871, being section 5838 of Howell's Statutes, relative to the appointment of administrators with the will annexed in estates of deceased persons;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

Senate joint resolution No. 16 (File No. 11), entitled

Joint resolution proposing amendments to sections 3, 6, 7, 8, 9, 10 and 11 of article 10 of the constitution of this State, so as to provide for a Board

of County Commissioners in each of the counties of this State, instead of a Board of Supervisors or County Auditors;

House bill No. 547 (File No. 159), entitled

A bill to provide for the protection of hotel keepers;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

### III.

The committee of the whole have also had under consideration the following:

Senate bill No. 30 (File No. 197), entitled

A bill to amend section 75 of chapter 10, compiled laws of 1871, being section 585, Howell's Annotated Statutes, relative to county officers;

Senate bill No. 106 (File No. 208), entitled

A bill to amend section one of act No. 198 of the session laws of 1879, entitled "An act to provide for the regulation and enforcement of assignments for the benefit of creditors," approved May 13, 1879, being section 8739 of Howell's Annotated Statutes of Michigan, and to add two new sections to said act to stand as sections 12 and 13,

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

W. H. FRANCOIS, *Chairman.*

Report accepted and committee discharged.

The first thirteen named bills were placed on the order of third reading of bills.

On motion of Mr. Hawley,

The Senate concurred in the amendments made to the second named joint resolution and bill, and the same were placed on the order of third reading of bills.

On motion of Mr. Pulver,

The Senate concurred in the recommendation of the committee regarding the third named bills, and the enacting clauses of said bills were stricken out.

On motion of Mr. Pulver,

The titles and enacting clauses were laid on the table.

On motion of Mr. Hawley,

The Senate returned to the order of

### THIRD READING OF BILLS.

Senate bill No. 273 (File No. 230), entitled

A bill to incorporate the public schools of Oscoda,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Henry,	Mr. Pulver,
Belknap,	Davis,	Hubbell,	Sherwood,
Brown,	Edwards,	Hueston,	Smith, S. W.,
Carpenter,	Francis,	Kempf,	Spencer,
Carveth,	Greiner,	Monroe,	Stephenson,
Cline,	Hawley,	Moon,	Woodruff,
Curtiss,	Heisterman,	Pennell,	

## NAYS.

0

Title agreed to.

On motion of Mr. Henry,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House joint resolution No. 20 (File No. 19), entitled

Joint resolution directing the Commissioner of the State Land Office to cause to be issued a patent to Wm. S. Charles for W.  $\frac{1}{4}$  of S. W.  $\frac{1}{4}$ , section 33, town 2 south, range 14 west, the same being State swamp land,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Henry,	Mr. Pennell,
Belknap,	Davis,	Hubbell,	Pulver,
Brown,	Edwards,	Hueston,	Sherwood,
Carveth,	Francis,	Kempf,	Smith, S. W.,
Cline,	Hawley,	Monroe,	Stephenson,
Curtiss,	Heisterman,	Moon,	Woodruff, 24

## NAYS.

Mr. Greiner,

1

Title agreed to.

On motion of Mr. Monroe,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 395 (File No. 324), entitled

A bill to amend section 12 of chapter 3 of an act entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State," being act No. 243 of the session laws of 1831, approved June 8, 1881, said section 12 being section 1350 of Howell's Annotated Statutes,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Henry,	Mr. Pennell,
Belknap,	Edwards,	Hubbell,	Pulver,
Brown,	Francis,	Hueston,	Sherwood,
Carveth,	Greiner,	Kempf,	Spencer,
Cline,	Hawley,	Monroe,	Stephenson,
Curtiss,	Heisterman,	Moon,	Woodruff,
Davenport,			25

## NAYS.

0

Title agreed to.

On motion of Mr. Sherwood,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 328 (File No. 311), entitled

A bill to authorize the use of condemned State arms by the organizations known as the "Sons of Veterans,"



Was read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Heisterman,	Mr. Moon,	
Belknap,	Davis,	Henry,	Pennell,	
Brown,	Edwards,	Hubbell,	Sherwood,	
Carveth,	Francis,	Hueston,	Spencer,	
Oline,	Greiner,	Kempf,	Stephenson,	
Curtiss,	Hawley,	Monroe,	Woodruff,	24

## NAYS.

0

Title agreed to.

On motion of Mr. Woodruff,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

House bill No. 475 (File No. 291), entitled

A bill making an appropriation for frescoing and decorating the walls and corridors of the State Capitol;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Hueston,	Mr. Sherwood,	
Belknap,	Francis,	Kempf,	Smith, S. W.,	
Brown,	Hawley,	Monroe,	Spencer,	
Oline,	Henry,	Moon,	Stephenson,	
Davenport,	Hubbell,	Pennell,	Woodruff,	
Davis,				21

## NAYS.

Mr. Carveth,	Mr. Curtiss,	Mr. Greiner,	Mr. Heisterman,	4
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Title agreed to.

On motion of Mr. Francis,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 511 (File No. 259), entitled

A bill to amend section 1 of an act entitled "An act to provide wives with property and maintenance from their husbands' estate, when neglected or deserted by them," approved April 24, 1873, being continuous section 6291, of the general statutes of the State of Michigan in force, compiled and annotated by Andrew Howell,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Henry,	Mr. Pennell,	
Belknap,	Edwards,	Hubbell,	Pulver,	
Brown,	Francis,	Hueston,	Sherwood,	
Carveth,	Greiner,	Kempf,	Spencer,	
Oline,	Hawley,	Monroe,	Stephenson,	
Curtiss,	Heisterman,	Moon,	Woodruff,	
Davenport,				25

## NAYS.

0

Title agreed to.

House bill No. 636 (File No. 307), entitled

A bill to amend section 7545 of Howell's Statutes, being compiler's section 5968 of the compiled laws of 1871, relative to the competency of witnesses and examination of parties in certain cases, as amended by act No. 245 of session laws of 1881 ;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Henry,	Mr. Pennell,
Belknap,	Edwards,	Hubbell,	Sherwood,
Brown,	Francis,	Kempf,	Smith, S. W.,
Carveth,	Greiner,	Monroe,	Stephenson,
Cline,	Hawley,	Moon,	Woodruff,
Curtiss,	Heisterman,		

22

## NAYS.

0

Title agreed to.

Senate bill No. 35 (File No. 198), entitled

A bill to amend section 8 of chapter 10 of an act entitled "An act for the incorporation of cities," approved April 29, 1873, being section 2544 of Howell's Annotated Statutes,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Belknap,	Mr. Greiner,	Mr. Hubbell,	Mr. Moon,
Cline,	Hawley,	Hueston,	Pulver,
Curtiss,	Heisterman,	Kempf,	Sherwood,
Davenport,	Henry,		

14

## NAYS.

Mr. Austin,	Mr. Brown,	Mr. Francis,	3
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Mr. Hawley moved to reconsider the vote by which the Senate refused to pass the bill ;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Hawley,

The bill was laid on the table.

Senate bill No. 287 (File No. 203), entitled

A bill to amend act No. 16 of the session laws of 1877, being section 5705 of the General Statutes of the State of Michigan, compiled and annotated by Andrew Howell, entitled "An act relative [to alienation by deed, and the proof and recording of conveyances and the] canceling of mortgages,

On motion of Mr. Hubbell,

The bill was laid on the table.

Senate bill No. 312 (File No. 205), entitled

A bill to amend section 102 of chapter 188 of the compiled laws of 1871, being compiler's section 5969, relative to the competency of witnesses, and examinations of parties in certain cases,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Hubbell,	Mr. Pulver,
Belknap,	Francis,	Hueston,	Sherwood,
Brown,	Greiner,	Kempf,	Smith, S. W.,
Carveth,	Hawley,	Monroe,	Spencer,
Cline,	Heisterman,	Moon,	Stephenson,
Curtiss,	Henry,	Pennell,	Woodruff,
Davis,			

25  
0

## NAYS.

Title agreed to.

Senate bill No. 58 (File No. 206) entitled

A bill to provide for the punishment of murderous assaults with dangerous or deadly weapons,

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Pulver moved to amend the bill as follows:

By striking out in line 5, the word "club;"

Which motion prevailed and the bill was so amended.

By unanimous consent, Mr. Hueston moved to amend the bill as follows:

By striking out in line 2 the word "sand-bag;"

Which motion did not prevail.

The bill as amended was then passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Hubbell,	Mr. Pulver,
Belknap,	Francis,	Kempf,	Sherwood,
Brown,	Greiner,	Monroe,	Smith, S. W.,
Carveth,	Hawley,	Moon,	Spencer,
Cline,	Heisterman,	Pennell,	Stephenson,
Davis,			

21

## NAYS.

Mr. Hueston,

1

Title agreed to.

House bill No. 697 (File No. 172), entitled

A bill to legalize a certain mortgage issued by the Midland county Agricultural society,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hubbell,	Mr. Pulver,
Belknap,	Edwards,	Hueston,	Sherwood,
Brown,	Francis,	Kempf,	Smith, S. W.,
Carveth,	Greiner,	Monroe,	Spencer,
Cline,	Hawley,	Moon,	Woodruff,
Curtiss,	Heisterman,	Pennell,	

23

## NAYS.

0

Title agreed to.

On motion of Mr. Woodruff,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 512 (File No. 333), entitled

A bill to amend section 4565 of the compiled laws of 1871, being section 6045 of Howell's Statutes, relative to the sale of real estate of diseased persons by executors and administrators,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hubbell,	Mr. Pulver,
Belknap,	Edwards,	Hueston,	Sherwood,
Brown,	Francis,	Kempf,	Smith, S. W.,
Carveth,	Greiner,	Monroe,	Spencer,
Cline,	Hawley,	Moon,	Stephenson,
Curtiss,	Heisterman,	Pennell,	Woodruff, 24

NAYS.

0

Title agreed to.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor the following:

Senate bill No. 241 (File No. 239), entitled

A bill to amend sections 4, 7, 51, 53, 75, and 116 of act No. 192 of the session laws of 1861, entitled "An act to incorporate the city of Pontiac," approved March 15, 1861, as amended by the several acts amendatory thereof, and to add 15 new sections to said act to stand as sections 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, and 203;

Also,

Senate bill No. 103 (File No. 173), entitled

A bill to amend section 18 of chapter 266 of the compiled laws of 1871, being section 9651 of Howell's Statutes, relative to the inspection of the county jails and the regulation thereof.

J. W. BELKNAP, *Chairman*.

Report accepted.

Mr. Curtiss moved that the Senate do now adjourn.

Mr. Hubbell moved that the Senate take a recess until 7:30 o'clock P. M.

Mr. Carveth called for the yeas and nays.

The motion then did not prevail by yeas and nays as follows:

YEAS.

Mr. Carpenter,	Mr. Davenport,	Mr. Greiner,	Mr. Pennell,
Oline,	Davis,	Hawley,	Pulver,
Curtiss,	Edwards,	Hueston,	Sherwood, 12

NAYS.

Mr. Austin,	Mr. Francis,	Mr. Monroe,	Mr. Spencer,
Belknap,	Hubbell,	Moon,	Stephenson,
Brown,	Kempf,	Smith, S. W.,	Woodruff,
Carveth,			13

The question being on the motion to take a recess,

Mr. Hawley moved to amend by taking a recess until 9 o'clock P. M.;

Which motion did not prevail.

Mr. Hubbell withdrew his motion.

On motion of Mr. Cline,

The Senate adjourned.

*Lansing, Wednesday, June 3, 1885.*

The Senate met and was called to order by the President at 9 o'clock A. M.  
Prayer by the Rev. Mr. Franklin.  
Roll called: a quorum present.  
Absent without leave: Senator Shoemaker.  
On motion of Mr. Sherwood,  
Leave of absence was granted to Mr. Shoemaker for the forenoon session.

PETITIONS.

No. 759. By Mr. Moon: Petition of T. S. Becker and 55 others for the passage of the soldiers' bounty bill;  
Referred to the committee on military affairs.

REPORTS OF STANDING COMMITTEES.

By the committee on roads and bridges:  
The committee on roads and bridges, to whom was referred  
House bill No. 356 (File No. 212), entitled  
A bill to authorize the county of Bay to buy and maintain or build a bridge across the Saginaw river,  
Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

MICHAEL GRENIER, *Chairman.*

Report accepted and committee discharged.  
The bill was referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:  
The committee on roads and bridges, to whom was referred  
House bill No. 531 (File No. 405), entitled  
A bill to create a commission of toll roads and toll bridges, being supplemental to chapter 96 of Howell's General Statutes, compilation of 1882, and to amend section 40 of said chapter 96,  
Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

MICHAEL GRENIER, *Chairman.*

Report accepted and committee discharged.  
The bill was referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:  
The committee on roads and bridges, to whom was referred  
House bill No. 653 (File No. 321), entitled  
A bill to amend section 17, chapter 96, being section 3582 of Howell's Annotated Statutes, relative to tolls on toll roads,  
Respectfully report that they have had the same under consideration and

have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

**MICHAEL GREINER, *Chairman.***

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred

House bill No. 525 (File No. 155), entitled

A bill to amend section 19 of chapter 3 of act No. 164 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," approved May 1, 1881, being compiler's section 5071 of the general statutes of the State of Michigan, compiled and annotated by Andrew Howell,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

**JOHN CARVETH, *Chairman.***

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred

House bill No. 383, entitled

A bill to define and consolidate school districts Nos. 1 and 4 in the township of Rich, Lapeer county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

**JOHN CARVETH, *Chairman.***

Report accepted and committee discharged.

On motion of Mr. Manwaring,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

**YEAS.**

Mr. Austin,	Mr. Davis,	Mr. Kempf,	Mr. Sherwood,
Belknap,	Edwards,	Manwaring,	Smith, G. A.,
Brown,	Francis,	Monroe,	Smith, S. W.,
Carpenter,	Greiner,	Moon,	Spencer,
Cline,	Hawley,	Pennell,	Stephenson,
Curtiss,	Heisterman,	Phelps,	Woodruff,
Davenport,	Henry,	Pulver,	

27

**NAYS.**

0

Title agreed to.

On motion of Mr. Manwaring,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on military affairs:

The committee on military affairs of the Senate, to whom was referred the following preamble and resolution:

WHEREAS, The late Governor of this State, Hon. Josiah W. Begole, stated in his outgoing message that he had, through one Friend Palmer, of Detroit, collected a certain sum of money from the United States on certain claims of the State against the United States, but did not inform the Legislature what disposition he made of said money so received; and,

WHEREAS, It has been alleged that said money was paid by said Josiah W. Begole into the hands of the Quartermaster General of this State; therefore,

*Resolved*, That the committee on military affairs be, and they are hereby instructed to investigate the transaction and report to the Senate the amount of money, if any, so received from the general government by the said Josiah W. Begole, as Governor of this State, through said Palmer, through what office and from what cause such indebtedness to this State by the United States arose, what arrangement was made with said Palmer for commissions; by what authority the same was made, and said commission, if any, was paid to said Palmer; what disposition he made of such money; and to what officer of this State, if to any, the same was paid; and what disposition was made of such money by said officer; by what authority, if any, the Governor paid over said money to said officer; and that said committee have power to send for persons and papers, and to administer oaths to witnesses.

Respectfully report that they have had the same under consideration, and during such investigation as they were empowered and authorized by said resolution, caused to be subpoenaed witnesses, and sent for papers and documents for the better investigation of the matters referred to in said resolution. Your committee also, for the purpose of expediting said investigation, employed a stenographer, and used every other reasonable means for the purpose of making an intelligent and complete inquisition of the matter.

As to the amount of money received from the general government we find there is no dispute, being, as agreed by all, forty-two thousand three hundred and forty-five dollars and ninety-five cents (\$42,345.95). In order to ascertain through what office and from what cause such indebtedness to this State arose, we communicated with the Treasury Department at Washington and received from the Third Auditor the following information:

TREASURY DEPARTMENT, THIRD AUDITOR'S OFFICE, }  
Washington, D. C., April 17, 1885.

*Hon. C. R. Henry, Committee on Claims, Lansing, Mich.:*

SIR—In reply to your letter of the 11th inst., relative to the claim of the State of Michigan, on which the sum of \$42,345.95 was allowed and sent to Governor J. W. Begole, and in answer to your several inquiries I would state that the claim of the State was for ordnance and ordnance stores issued to the Michigan volunteers by the Quartermaster General of the State, which ordnance the State had received before the rebellion from the Ordnance Department, U. S. A., on her quota for arms under acts of Congress. Also claim for recruiting expenses, and a further claim for "interest and discount" paid by the State on moneys borrowed for war purposes. The following statement shows the amount of each:

Ordnance and ordnance stores.....	\$42,585 95
Recruiting expenses (M. R. North).....	1,500 00
Interest and discount.....	320,488 32
<b>Total amount of 9th installment.....</b>	<b>\$364,574 27</b>

This is termed the 9th installment, as the State had previously filed eight installments of claims. The ninth installment was filed in this office by Friend Palmer as the agent of the Governor, and also filed his commission from Governor Josiah W. Begole to act as his agent in the presentation and prosecution of the claims of the State (excepting the 8th installment).

Upon the evidence filed by the agent, and on the report of the Chief of Ordnance,

U. S. A., a settlement was made, and on the ordinance account the sum of \$42,345.95 was allowed and reported to the Hon. Second Comptroller for his revision and confirmation, May 10, 1884, which was returned by him to this office, May 17, 1884, confirming the allowance made by this office of \$42,345.95.

The item of \$1,500 for recruiting was suspended for further evidence to substantiate the claim, and the claim for "interest and discount," of \$320,488.32, was disallowed, there being no statute of Congress authorizing the payment of "interest" and "discount" to states on account of advances made by them.

Under date of April 30, 1883, Friend Palmer, as agent of the State, requested to be informed whether the act of Congress, approved June 14, 1878, limited the time for presentation of State claims to June 14, 1883.

Hon. E. W. Keightley, Auditor, then informed him, under date of May 3, 1883, "That no decision has yet been made upon the point involved in your inquiry. Prudence would seem to demand that everything which can be presented prior to the 14th proximo should be so filed."

Subsequent to the 14th of June, 1883, the Hon. Second Comptroller has made a decision that the limiting clause in the act of June 14, 1878, does not apply to the presentation of claims, but to the time for reporting to Congress by the Hon. Secretary of the Treasury.

A copy of the papers and vouchers relating to this 9th installment was sent to the Quartermaster General of the State of Michigan, who will, I doubt not, furnish your committee with copies on application.

I am, very respectfully,

A. M. GANGEWER,  
*Acting Auditor.*

Many witnesses have been subpoenaed at the suggestion of the different members of said committee, among the first of whom was Josiah W. Begole, ex-Governor of the State, whose testimony, given at different times, exhibits a lack of memory and want of consistency, to use no severer terms, that would almost justify your committee in giving to his testimony no further credence or consideration than if his inconsistencies had been intentional misstatements. At his own instance he was permitted to and did make a "general statement," as he termed it, relative to his connection with the contract for and the subsequent collection of the \$42,345.95, and his disposition thereof; reading and enlarging upon that portion of his message relative to the same. Upon examination in detail Governor Begole seemed to have lost all recollection even of the parties with whom the transaction was made, believing, as he so states in his message, that the contract which he entered into in writing with Friend Palmer, of Detroit, for the collection of this sum was made in person, and that Mr. Palmer visited him at Lansing solely for that purpose. As a matter of undisputed fact, the contract was made and consummated solely by, and through one Joslyn, an attorney for Mr. Palmer, and the frankness with which Governor Begole admits of not having advised or counseled with the Attorney General of the State, nor with any other attorney of prominence or State officer, save the Secretary of State, in itself leads your committee to believe in the present sincerity of the Governor's testimony.

From his own statements, together with those of Secretary Conant, Friend Palmer, and his attorney, Mr. Joslyn, and from the statement of the Secretary of the Board of State Auditors, we are enabled, with a considerable degree of certainty, to gather the facts relative to his extraordinary action while acting as chief executive of the State. Sometime during the early part of the year 1883, Joslyn, then attorney for Friend Palmer, of Detroit, was engaged at Lansing in various enterprises, among which was the caring for the interests of Mr. Palmer; and from time to time he visited Governor Begole and conversed with him relative to the collection of certain claims due the State of Michigan from the United States, and informed him that his client, Mr. Palmer, of Detroit, was the sole and absolute possessor of certain information



which alone would lead to the collection of a large sum of money due the State of Michigan from the general government. During the course of these conversations Mr. Joslyn, a comparative stranger to the Governor, and unknown to him professionally as well as individually, informed the Governor that according to a recent act of Congress action must be taken within a limited time on the part of the State or the claim would lapse, and referred him to the act of Congress, approved June 14, 1878; whereupon Governor Begole consulted only his private Secretary and the Secretary of State, and entered into a written contract as follows:

STATE OF MICHIGAN, }  
EXECUTIVE CHAMBER, }  
*Lansing, Michigan.*

I hereby certify that the appointment of Friend Palmer, as State agent for the State of Michigan, for the collection of claims against the United States, was based upon his application to make such collections, and that it is the agreement and understanding that the said Palmer shall receive for his services under such appointment a commission of 25 per cent of whatever he may collect, he to bear his own expenses, and to be paid only when collections made by him are credited to the State of Michigan by the treasury department at Washington.

Dated June 1, 1883.

JOSIAH W. BEGOLE, *Governor.*

Whereupon, and from Mr. Palmer's testimony, we learn that he, Palmer, shortly thereafter filed with the proper officer in Washington formal notice of the existence of the claim due the State of Michigan. Up to this time Mr. Palmer had not seen, communicated with, or in any manner had any personal dealing with Governor Begole, and had acted solely through his attorney, Mr. Joslyn. Some time early in the year 1884 Friend Palmer, for the first time, visited Governor Begole at his home at Flint, when Mr. Palmer informs us that he met the Governor, and there and then, as was his purpose, made arrangements for the manner in which he should be paid under the contract set forth. Thereafter he went to Washington and was partially instrumental in having the claim of \$42,345.92 allowed the State of Michigan. Before the sum had been received by Mr. Palmer he, through Governor Begole, presented a bill to the Board of State Auditors for his commission for the collection of said claim, which bill is as follows:

Liber 12. Record of Board of Auditors, page 778. Dated June 25, 1884.

State of Michigan to Friend Palmer, Dr.

1884, May 20. By my commission on \$42,345.95, amount that I had credited to the State of Michigan on the books of the U. S. Treasury, 25 per cent on \$42,345.95 is according to contract with J. W. Begole. ....\$10,586 50

The above was for ordnance and ordnance stores, the property of the State before the war, and were taken out of the State by the U. S. and not returned.

Approved.

JOSIAH W. BEGOLE,  
*Governor.*

On the presentation to the board of the same it was laid upon the table, and subsequently disallowed and returned to Mr. Palmer. In the latter part of July, of the same year, it is conceded by all that Governor Begole received two checks on the Treasurer of the United States, the sum of which amounted to \$42,345.95; one for three-quarters of this sum, the other for the balance. The last named check, as Governor of the State of Michigan, under and by virtue of the contract he had before entered into, he handed Friend Palmer, as his commission for collecting this sum, and the check for \$31,759.45 he gave to Willam Shakespeare, then Quartermaster General of the State of Michigan.

WHEREAS, It was but a matter of inquiry for your committee to ascertain

the actions of Governor Begole, Friend Palmer, and the other parties in this transaction, and the disposition made by them of the money collected, it is by no means so trifling a matter to ascertain as by your resolution you require them to do, the authority by which Josiah W. Begole, as Governor of this State entered into the contract set forth with Mr. Palmer, or by what authority the extraordinary commission was paid, or by what authority the \$31,759.45 was paid to William Shakespeare, Quartermaster General of the State of Michigan.

As a matter of law, and as a matter of fact, your committee conclude that the claim of \$42,345.95 due the State of Michigan from the general government would not have lapsed as was represented in the message of the late retiring Governor; and it would have been a matter of but a few moments' investigation on the part of the legal State official, the Attorney General, to ascertain this fact. Had he not been accessible (which is not likely) any attorney, with but limited legal experience, ought not to have hesitated in forming this conclusion. Even if Governor Begole had been advised by the proper person that the claim would lapse, as he states, he had no right or authority to enter into any contract with Friend Palmer, or any other person, for the collection of the claim as Governor of the State of Michigan, and when he executed the contract with Mr. Palmer, agreeing upon the exorbitant commission of 25 per cent of the amount collected, he exceeded his authority as Governor and all discretion as a citizen.

Your committee are induced to conclude that if Mr. Palmer was solely the possessor of information which might lead to the collection of this claim, that he obtained that information while acting as Quartermaster General of this State some years ago, or while acting as an employé of the State, through the files and documents belonging and pertaining to that office, many of which have since unaccountably disappeared. As to the source of his information, Mr. Palmer, perhaps, wisely declined to impart to your committee.

Prior to receiving the checks above mentioned, your committee, from their investigations, would be led to believe that Governor Begole intended, on the receipt of said money, to place the same where it unquestionably belonged—in the hands of the State Treasurer. His explanation for taking upon himself the office of the Legislature and appropriating over \$30,000 to a creature of the State, the Military Department, is so utterly void of any color of right, authority or plausible excuse, that your committee are compelled to hesitate before charging the same to the already overburdened pretexts, ignorance, want of individualism, and blunders of the late Executive. That what remained after Mr. Palmer had received his bounteous fee of over \$10,000 for doing what any member of Congress could and ought to have done for nothing, should have been placed by the Governor in the State Treasury, there can be no question. As Governor of the State, in this particular, Josiah W. Begole grossly, wantonly, and inexcusably exceeded all statutory and discretionary powers when he placed this money at the disposal of the Quartermaster General.

After the closest scrutiny we find but one person who clearly advises him that it is right and proper for him to pay the money into the lap of the Quartermaster General, and in that person we find General William Shakespeare. A copy of the letter conveying this friendly advice is to be found in his letter book and reads as follows:—

*July 9, 1884.*

**MY DEAR GOVERNOR:**—I understand that the claims of this State against the general government for arms furnished during the war, have been allowed, and attached

to one of the deficiency bills, and amounts to about forty-three thousand dollars. That money belongs to this department, and should be paid to me instead of the State Treasurer. I trust, Governor, you will pardon me for calling your attention to this matter, but we need money so bad for new uniforms, and believing that if it should go into the general fund we would never see it, except by act of the Legislature, when the check comes I trust you will not forget this letter.

I am, Governor, your obedient servant,

WILLIAM SHAKESPEARE, Q. M. G.

Let it suffice to add, that when the check came the Governor *did not* forget the letter, and did not forget to inform the soldiers in the fall of 1884 that he did *not forget*, notwithstanding the fact it necessitated "the forgetting" of the rudiments of common prudence, the forgetting that it was a misappropriation of the people's money, the violation of a sacred trust, and the contamination of the highest State office by this nefarious act.

While for his part we find that General Shakespeare after receiving the check and making his reprehensible purchase did *not forget* after expending every dollar of available funds for material, and causing the same to be stored away in the State armory as a fitting souvenir of his eventful administration, *to forget* to manufacture or cause to be manufactured, or make any arrangements for the manufactory of a single uniform, but instead thereof, after becoming the possessor of the "check," he conveniently *forgets* his letter of July 9, 1884, that he so studiously admonishes his commander in chief *not to forget*.

Gov. Begole would have as much right and authority to have placed this money in the hands of the Superintendent of Public Instruction, in the hands of the Commissioner of Labor, in the hands of the Insurance Commissioner, or in the hands of his partner in business as to have placed it where he did. And the only question relative to the disposition on the part of the Governor of this \$31,759.45 that is left for your committee to consider is, whether an action at law cannot, and ought not properly to be instituted against the late Governor for the recovery of this money so misappropriated by him. While perhaps it is not becoming on the part of your committee to advise or counsel the Legislature, they feel that they would have done less than their duty had they not given this feature of their investigation a portion of their attention, and the one fact alone deters them from recommending that they believe to be true, that an action can properly be brought upon the part of the people of the State of Michigan against Josiah W. Begole, now citizen, not Governor, for the recovery of the amount so misappropriated by him, and that fact is that your committee believe, no matter how grossly others may have acted from mercenary motives in this transaction, that Josiah W. Begole was in no way pecuniarily benefited by the same, and this notwithstanding their loss to determine the motives which actuated his most extraordinary conduct.

Your committee have been called upon by the resolution to ascertain what disposition was made of the money by William Shakespeare. A task has been placed upon them too difficult to be satisfactorily performed. Shortly after the \$31,759.45 was given over to the custody of Gen. Shakespeare, we learn that the State Military Board was called to pass their opinion upon the expediency of providing the State troops with better clothing, and so far as your committee have been able to learn left the matter of purchase entirely in the hands of Gen. Shakespeare. He shortly thereafter purchased from the firm of M. Israel & Co., of Kalamazoo, a large amount of cloths, trimmings, and blankets, amounting to over \$20,000, as appears by the vouchers on file in the Quartermaster General's office. Your committee took much time and trouble to learn

if possible, the reason for this extraordinary expenditure and censurable purchase, and in doing so examined ex-Quartermaster General Shakespeare, the present Quartermaster General, his deputy, clerk and other employes, together with the Military Board, the representative of the firm of M. Israel & Co., and experts in cloth from Detroit, Michigan. Mr. Joseph Speyer, who represented the firm of M. Israel & Co., in his characteristic testimony, informed your committee that a member of his firm in New York had forwarded, at the request of Gen. Shakespeare, samples of military cloth to the department with the prices appended thereto, which were shortly thereafter acceded to by Mr. Shakespeare, not questioning the quality or price. Every effort was made on the part of your committee to learn what other firms, if any, had been written to or given opportunity to supply said cloths, but are forced to the conclusion that the above named firm alone was consulted in this important purchase. Neither did your committee spare any pains to ascertain with a reasonable degree of certainty the value of the cloths, trimmings, and blankets, as compared with the price that was paid for them according to the vouchers above mentioned. And to aid them in this line of their investigation they first made futile effort to learn the prices paid by M. Israel & Co. for said goods. Mr. Speyer, admitting that he was at the head of the firm, and an expert in cloth, and the man with whom the bargain was made, claimed, when being questioned on this point, to have no knowledge whatever of what the goods cost their firm; and on being asked if it was possible for him to obtain the price, on the strength of his reply in the affirmative, the committee repeatedly notified him thereafter to appear before them in obedience to the command of his subpoena and furnish them with the required information, which he has studiously refrained from doing. In consequence of this strange action, on the part of M. Israel & Co., your committee were obliged to and did call — Hitchcock, of the firm of Hitchcock, Esselstyn & Co., and Ransom W. Gillis, of the firm of Edsall, Moore & Co., of Detroit, experts, to testify as to the value thereof. After hearing the testimony of these men your committee no longer wondered at the non-appearance of the representatives of the firm of M. Israel & Co., as by the testimony, to which your committee gave credence, it was thoroughly established that in the purported purchase of over \$20,000 worth of military cloths, blankets, and trimmings the Quartermaster General had paid at least \$6,000 or \$7,000 more for the goods than the same quantity and quality of goods could have been purchased at the same time from other parties. That William Shakespeare, as an officer of the State of Michigan, was guilty of willful and corrupt misfeasance, collusion, and robbery, or that he has been guilty of negligence, indifference, and stupidity in being made the weak dupe of a wily merchant in this unprecedented purchase, your committee are forced to infer. While we are unable to further explain the disposition of this money, as a matter of law, and from better authority than that which prompted the late Governor to make his hasty and novel contract, we believe there is sufficient ground for a civil action to be instituted against the late incumbent of the office of Quartermaster-General of the State for the recovery at least of the excess paid for said goods over their actual market value. Your committee, not being unanimous, think that the firm which has derived such munificent profits, spoken of above, might be made a party to the suit.

In conclusion your committee are disposed to add that the statutes of this State are clear and explicit in dictating the scope of the authority vested in her State officers; and while it may be disagreeable to the State to have a committee of the Legislature censuring the actions of an ex-Governor, we have

concluded that the provocation in this instance has not only been sufficient to warrant it, but has been of such a character as to imperatively demand it. The Governor, in the widest sense, represents the State, and can perform duties by reasons of his relations that no other official can perform. He is the embodiment of its highest civil power; he is the officer to whom the United States Treasurer always transmits funds coming from the Government to the State, and being so vested with this power, he had the double duty to perform, that of handling the people's money wisely and well, and of maintaining the dignity of the office which he held. And as a custodian, temporarily, of this money, he could in no way more grossly violate the people's rights, and impugn and lower the dignity of the position that he held than to wrongly misappropriate and dispose of the same.

HENRY WOODRUFF, *Chairman*,  
CHAS. R. HENRY.

Dated June 3d, 1886.

Report accepted and committee discharged.

On motion of Mr. Hawley.

The report was laid on the table.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred

Senate bill No. 154, entitled

A bill to organize the township of Autrain,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the accompanying substitute therefor, entitled

A bill to organize the township of Ironwood, county of Ontonagon,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

WM. H. FRANCIS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Francis,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

On motion of Mr. Hubbell,

The rules were suspended and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hueston,	Mr. Phelps,
Belknap,	Edwards,	Kempf,	Sherwood,
Brown,	Greiner,	Manwaring,	Smith, G. A.,
Carpenter,	Heisterman,	Monroe,	Smith, S. W.,
Carveth,	Henry,	Moon,	Stephenson,
Oline,	Hubbell,	Pennell,	Woodruff,
Davenport,			

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NAYS.

Title agreed to.

On motion of Mr. Hubbell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 185 (File No. 164), entitled

A bill to provide for the appointment, compensation, and duties of a stenographer of the 16th judicial circuit.

J. W. BELKNAP, *Chairman.*

Report accepted.

#### MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE,  
*Lansing, Mich., June 2, 1885.* }

*To the Senate:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

[Senate bill No. 82 (File No. 93), being]

An act to regulate the practice of pharmacy in the State of Michigan;

Also,

[Senate bill No. 241 (File No. 239), being]

An act to amend sections 4, 7, 51, 52, 75, and 116 of act No. 192 of the session laws of 1861, entitled "An act to incorporate the city of Pontiac," approved March 15, 1861, as amended by the several acts amendatory thereof, and to add 15 new sections to said act to stand as sections 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, and 203;

Also,

[Senate bill No. 106 (File No. 173), being]

An act to amend section 18 of chapter 266, of the compiled laws of 1871, being section 9651 of Howell's Statutes, relative to the inspection of county jails and the regulation thereof.

RUSSELL A. ALGER, *Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President also announced the following:

HOUSE OF REPRESENTATIVES,  
*Lansing, June 2, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 691 (File No. 417), entitled

A bill to amend sections 1, 18, 23, and 24 of act No. 39 of the session laws of 1879, being "An act to amend an act to re-enact and amend chapter 84 of the compiled laws of 1871, relative to the formation of corporations to construct canal or harbors and improve the same, by adding two new sections thereto, and by restricting its operations to the upper peninsula, so the provisions of said act shall apply to the county of Branch," and so that the provisions of chapter 84 of the compiled laws of 1871, as re-enacted and amended by the several acts re-enacting and amending the same, heretofore passed, shall apply to the county of Macomb;

2. House bill No. 271 (File No. 397), entitled

A bill to authorize the Board of Control of State Swamp Lands to cause the removal of jams or rafts of floodwood, and to clear out and deepen where nec-

essary the channel of Swan Creek, in the county of Midland, and appropriate two sections of land therefor;

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives,*

The first named bill was read a first and second time by its title, and referred to the committee on canals and river and harbor improvements.

The second named bill was read a first and second time by its title, and referred to the committee on public lands.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 2, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 502 (File No. 399), entitled

A bill giving a right of action to employes if injured, and to their next of kin if killed in any manufacturing establishment, and giving a lien to such employes and next of kin, on the land on which such establishment is situated, and on all buildings, personal property, and fire insurance thereon, in all cases where such employes are injured or killed by reason of insufficient fire escapes in such establishments; such lien to take precedence of any prior mortgage, levy, lien, assignment, deed of trust, or other incumbrances whatsoever;

2. House bill No. 595 (File No. 370), entitled

A bill to authorize the treasurer of Decatur township to pay back to the taxpayers the taxes declared by the Supreme Court to have been levied under a void law;

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title and referred to the committee on the judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on the judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 2, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 132 (File No. 235), entitled.

A bill to provide for the deposit of public moneys by the treasurer of Washtenaw county with banking corporations, on interest, and to authorize the investment of certain moneys now in the hands of the treasurer of said county;

In the passage of which the House has concurred by a majority vote of all

the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, June 2, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 361 (File No. 404), entitled

A bill making appropriations for the board of fish commissioners for the year ending June 30, 1886, and the year ending June 30, 1887;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and

On motion of Mr. Kempf,

The bill was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, June 2, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 10 (File No. 337), entitled

A bill to revise and consolidate the laws relative to the State Prison and to the House of Correction and Reformatory at Ionia, and the government and discipline thereof, and to repeal all acts inconsistent therewith;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committees on state prison and house of correction.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, June 2, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 175 (File No. 232), entitled

A bill to provide for the assessment of property, and the levy and collection of taxes thereon.

And to inform the Senate that the House has amended the same as follows:

1. Amend section 2 by striking out in lines 7 and 8 the words, "Above the amounts respectively owed by them."



2. Amend section 11 by striking out the proviso, commencing in line 7 of the 1st subdivision, which reads as follows: "*Provided*, All forest products in transit on the second Monday of April and thereafter found in the waters or streams of this State, shall be held to have a place of destination at the sorting grounds of the rafting and driving agents or booming company nearest the mouth of such stream unless the contrary shall be made to appear by the owner or party having the same in charge," and inserting said proviso after the word "place" in line 20 of the fourth subdivision of said section.

3. Amend section 11 by inserting after the word "agent" in line 34 in the 7th subdivision the words, "except as otherwise provided."

4. Amend section 12 by striking out in lines 12 and 13 the words "they shall show the indebtedness of any person so far as he wishes a deduction from his credits on account of such indebtedness."

5. Amend section 13 by striking out all the third subdivision, being lines 12, 13, and 14 of said section, which reads as follows: "All bona fide indebtedness owing by such person, giving an itemized statement in detail, and to whom owing, and the residence of such creditors, and the amount due each, provided he desiree to have the same deducted from his credits;

6. Amend section 53 by striking out the word "as," in line 2, and inserting in lieu thereof the words "upon which," also by striking out the word "upon," in line 3;

7. Amend section 53 by striking out the word "and," in line 13;

8th. Amend section 54 by striking out the words "once a," at the end of line 3, and inserting in lieu thereof the words "one each";

9. Amend section 69 by striking out, in line 18, the words "be subrogated to all the rights of the State or other purchaser at such tax sale, and he shall";

10. Also by striking out in line 19 of same section the words "deed from the Auditor General, or;"

11. Amend section 100 by inserting in line 17, after the word "shall," the following words, "within ten days after appointment;"

12. Amend the bill by striking out all of sections 115, 116, and 117, and renumbering the subsequent sections of the bill consecutively, commencing with 115;

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Hubbell moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hueston,	Mr. Sherwood,
Belknap,	Edwards,	Kempf,	Smith, G. A.,
Brown,	Francis,	Monroe,	Smith, S. W.,
Carveth,	Greiner,	Moon,	Spencer,
Cline,	Heisterman,	Pennell,	Stephenson,
Curtiss,	Henry,	Phelps,	Woodruff,
Davenport,	Hubbell,	Pulver,	

## NAYS.

Mr. Hawley,

Mr. Manwaring,

2

The bill was referred to the committee on engrossment and enrollment for enrollment.

## MOTIONS AND RESOLUTIONS.

Mr. S. W. Smith moved to take from the table

Senate bill No. 318 (File No. 211), entitled

A bill to provide for the introduction and use of automatic or other safety car couplers upon the railroads of this State;

Which motion prevailed.

The question being on concurring in the adoption of the following substitute for the bill by the House,

A BILL to provide for the introduction and use on all cars owned and operated by any railroad company or other corporation doing business in this State, of some form of automatic car coupling, by means of which all cars may be coupled and uncoupled without the necessity of the brakeman or other person passing between the cars.

SECTION 1. *The People of the State of Michigan enact*, That every railroad company, on and after the first day of July, one thousand eight hundred and eighty-six, owning or operating a railroad, or any portion of a railroad, wholly or partly in this State, shall place, or cause to be placed upon every freight car thereafter constructed, purchased, or leased by such corporation, and upon every freight car owned or leased by such corporation, which is sent to the shop for general repairs, or for the repair of the coupling fixtures thereof, with the intent to use such car, such form of automatic or other safety coupler, at each end thereof, as the Commissioner of Railroads, after examination and test of the same, may prescribe. And such Commissioner of Railroads, on or before May 1, 1886, shall select two or more different patterns of automatic or other safety couplers, which will couple with each other, and also with the link and pin coupler now generally in use, from which patterns said railroad companies may select couplers for use on cars, as required by this act.

SEC. 2. The provisions of this act may be enforced by any circuit court of this State in a county through which the railroad of any company refuses to comply with such provisions may run, upon application of the Commissioner of Railroads, under such penalty as the said court may determine of not less than \$100 for each violation of the provisions of this act.

The substitute was concurred in, by yeas and nays, as follows:

## YEAS.

Mr. Austin,  
Brown,  
Carpenter,  
Carveth,  
Curtiss,  
Davis,

Mr. Edwards,  
Francis,  
Greiner,  
Hawley,  
Hueston,

Mr. Kempf,  
Monroe,  
Moon,  
Pennell,  
Pulver,

Mr. Sherwood,  
Smith, G. A.,  
Smith, S. W.,  
Spencer,  
Stephenson,

21

## NAYS.

Mr. Heisterman,  
Title agreed to.

Mr. Phelps,

Mr. Woodruff,

3

The bill was referred to the committee on engrossment and enrollment for enrollment.

Mr. Hawley moved to take from the table

House bill No. 388 (File No. 246), entitled

A bill to provide for the retirement of aged and disabled firemen, and the payment of pensions to the wives and children of deceased firemen killed in the service of the city of Detroit;

Which motion prevailed.

The question being on the passage of the bill,

The same was passed, a majority of all the Senators elect voting therefor by yeas and nays, as follows:

#### YEAS.

Mr. Brown,	Mr. Greiner,	Mr. Manwaring,	Mr. Sherwood,
Carpenter,	Hawley,	Monroe,	Smith, G. A.,
Carveth,	Heisterman,	Moon,	Smith, S. W.,
Oline,	Hubbell,	Pennell,	Spencer,
Davis,	Hueston,	Phelps,	Stephenson,
Edwards,	Kempf,	Pulver,	Woodruff,
Francis,			

25

#### NAYS.

0

Title agreed to.

Mr. Cline moved to take from the table

Senate bill No. 287 (File No. 203), entitled

A bill to amend act No. 16 of the session laws of 1877, being section 5705 of the general statutes of the State of Michigan, compiled and annotated by Andrew Howell, entitled "An act relative [to alienation by deed, and the proof and recording of conveyances and the] canceling of mortgages;

Which motion prevailed.

On motion of Mr. Cline,

The bill was placed on the order of third reading.

Mr. Edwards moved to take from the table

Senate bill No. 197 (File No. 151), entitled

A bill to amend section 2 of act No. 108 of the session laws of 1871, as amended, being compiler's section 4207 of Howell's Annotated Statutes;

Which motion prevailed.

On motion of Mr. Edwards,

The bill was placed on the order of third reading.

Mr. S. W. Smith moved to take from the table

House bill No. 15 (File No. 16) entitled

A bill to amend section 4 of an act entitled "An act supplementary to an act entitled 'An act to establish the Detroit House of Correction and to authorize the confinement of convicted persons therein,'" approved March 27, 1867, being compiler's section 9867 of Howell's Annotated Statutes, and to add a new section thereto, to stand as section 7 of said act, in place of section 7 which was repealed by act No. 67, approved May 10, 1879;

On motion of Mr. S. W. Smith,

The bill was recommended to the committee on the judiciary.

Mr. Brown moved that the committee of the whole be discharged from the further consideration of

House bill No. 376 (File No. 279), entitled

A bill providing for the employment, defining the duties, and fixing the compensation of a stenographer for the Ninth Judicial Circuit, State of Michigan;

Which motion prevailed.

On motion of Mr. Brown,

The bill was placed on the order of third reading.

Mr. Stephenson moved to take from the table

Senate bill No. 1 (File No. 20), entitled

A bill to amend section 4897 of the compiled laws of 1871, being section 6393 of Howell's Statutes, relative to salaries of justices of the supreme court;

Which motion prevailed.

The question being on the passage of the bill,

The same was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Belknap,	Mr. Davis,	Mr. Hueston,	Mr. Phelps,
Brown,	Francis,	Kempf,	Pulver,
Carveth,	Greiner,	Monroe,	Sherwood,
Cline,	Hawley,	Moon,	Stephenson,
Curtiss,	Hubbell,		

18

#### NAYS.

Mr. Carpenter,	Mr. Edwards,	Mr. Smith, G. A.,	Mr. Woodruff,
Davenport,	Heisterman,	Spencer,	

7

Title agreed to.

Mr. Kempf moved to take from the table

House bill No. 361 (File No. 404), entitled

A bill making appropriations for the board of fish commissioners for the year ending June 30, 1886, and the year ending June 30, 1887;

Which motion prevailed.

Mr. Kempf moved that the committee of the whole be discharged from the further consideration of

House bill No. 223 (File No. 120), entitled

A bill to secure the enforcement of the laws regulating the fisheries of this State, and the gathering of fishery statistics, for the appointment of an inspector and wardens for that purpose and defining the duties of such officers and all persons in relation to the same, and to make appropriation therefor;

Which motion prevailed.

On motion of Mr. Kempf,

The consideration of the two named bills was made a Special Order for Tuesday, June 9, at 2 o'clock P. M.

Mr. S. W. Smith moved to take from the table the following concurrent resolution:

*Resolved* (the Senate concurring), That from and after Wednesday, June 17, 1885, the two branches of this Legislature will transact no other business than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the Journals by the Secretary of the Senate and the Clerk of the House, and the time of final adjournment of this Legislature shall be Saturday, June 20, at 12 M., on that day;

Which motion prevailed.

On motion of Mr. Hubbell,

The further consideration of the concurrent resolution was postponed one day.

Mr. Hawley moved to take from the table

House bill No. 83 (File No. 256), entitled  
A bill to define the qualifications of deputy sheriffs and under sheriffs to be hereafter appointed in this State;

Which motion prevailed.

On motion of Mr. Hawley,

The bill was placed on the order of third reading.

On motion of Mr. Sherwood,

Leave of absence was granted to himself for the afternoon session.

#### QUESTION OF PRIVILEGE.

Mr. Edwards arose to a question of privilege, and stated that the Journal of the 2d inst., page 1057, incorrectly reported him as voting "aye" on the passage of Senate bill No. 22 (File No. 191), when in fact he did not vote at all on the passage of said bill, he not being in the chamber at the time.

Mr. Edwards moved that the Journal be corrected accordingly,

Which motion prevailed.

On motion of Mr. Hubbell,

The Senate took a recess until 2 o'clock P. M.

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#### AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President *pro tem*.

Roll called: a quorum present.

#### PETITIONS.

No. 760. By Mr. Carveth: Petition of B. S. Sanborn and 20 other soldiers of Roxand, Eaton county, for the passage of the bounty bill.

No. 761. By Mr. Carveth: Petition of Charles L. Smith, J. B. Stone, and 40 other soldiers in the late war, of Vermontville, same subject.

No. 762. By Mr. Carveth: Petition of S. C. Rich and 71 other citizens of Middleville, same object.

No. 763. By Mr. Hueston: Petition of 974 ladies of the different Grand Army Relief Corps of this State for a home for the disabled soldiers of this State.

No. 764. By Mr. Pennell: Petition of Samuel Baker and 28 others of Ingham county for the passage of the bounty bill.

The five petitions were referred to the committee on military affairs.

#### REPORTS OF STANDING COMMITTEES.

By the committee on appropriations and finance:

The committee on appropriations and finance, to whom was referred Senate joint resolution No. 29, entitled

A joint resolution to authorize the Board of State Auditors to allow a certain sum as compensation for the compilation of the Legislative Manual;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the joint resolution do not pass, and ask to be discharged from the further consideration of the subject.

GEO. A. SMITH, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. G. A. Smith,

The joint resolution was laid on the table.

By the committee on public lands:

The committee on public lands, to whom was referred

House bill No. 260 (File No. 412), entitled

A bill to amend section 5 of act 31, session laws of 1858, being section 5394 of Howell's Annotated Statutes, relative to the sale and reclamation of swamp lands and securing preemption of settlers;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and without recommendation, except that the bill be placed on the general order, and ask to be discharged from the further consideration of the subject.

J. MANWARING, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

The President took the chair.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 166, entitled

A bill to provide for the disposal of all State swamp lands remaining unsold on the 1st day of January, 1886,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and without recommendation, except that it be printed and placed on the general order, and ask to be discharged from the further consideration of the subject.

FITCH PHELPS, *Chairman.*

Report accepted and committee discharged.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

#### REPORT OF SELECT COMMITTEE.

Your committee (Senator Shoemaker and Representative Wright dissenting) on military affairs, to whom was referred the following preamble and resolution:

WHEREAS, It is claimed in various quarters that grave irregularities and extravagance existed in the Quartermaster General's office during the administration of Governor Josiah W. Begole;

AND WHEREAS, It is desirable for the public good and intelligent legislation relative to the military affairs of this State that a thorough investigation be made into the affairs and conduct of said office during said administration; therefore,

*Resolved*, That the committee on military affairs of the Senate be and are hereby instructed to make such investigation and report the result thereof to the Senate, and that in the performance of said duty said committee be empowered to send for persons and papers and administer oaths to and examine witnesses.

Respectfully report that in pursuance of a resolution passed by the House of

Representatives a committee was appointed for the purpose of making a similar investigation. Your committee by resolution respectfully requested said committee, so appointed by the House, to act with the Senate committee in conducting such investigation, which request was accepted, and the committee so appointed by the House acted in conjunction with your committee; and herewith submit their joint report (Senator Shoemaker and Representative Wright dissenting), as the result of such investigation.

The following is the report:

Your committee to whom was referred the investigation of the State military department under the following resolution of March 13th:

*Resolved*, That a committee, consisting of 3 members of the House of Representatives, be appointed by the Speaker to make investigation of the expenditure of the State military fund during the last two years, and to report the result of such investigation back to the House at the earliest practicable time;

And your committee having acted jointly with the committee on military affairs of the Senate, authorized to act with the House committee, do hereby respectfully submit their joint report of such investigation:

From the testimony of Quartermaster General George A. Hart, who was the first witness examined by your committee, it was ascertained that on the 22d day of January, 1885, he took charge of the affairs of the office of Quartermaster General, and has since had the custody and control of the records and archives of the office, at which time a complete inventory was taken of all the effects of the office and property properly connected with and controlled by the officers of said office. In the course of his examination the book belonging to the office commonly called the "Account current book" was offered in evidence, which book evidenced the fact that the current accounts since January, 1875, pertaining to the office appeared therein. It also showed that in addition to all moneys appropriated for the use of the military department, \$31,759.45 cents, appeared as credits under the following entry for the month of July, 1884: "July 30, received from Governor Josiah W. Begole, check No. F 33,678, on the treasury of the United States, \$31,759.45."

A careful review of all books, papers, records, letters, and documents in any way connected with said office conclusively demonstrated the fact that this was the only entry made or kept pertaining to the receipt of this money. It further appeared from the testimony of Gen. Hart that on January 23, 1885, on final settlement with the office, General Shakespeare turned over to his successor the sum of \$1,380.44, which sum constituted all moneys received by General Hart from his predecessor.

Aside from the above testimony Gen. Hart was of but little importance to your committee in enabling them to arrive at the alleged irregularities and extravagancies indulged in on the part of his predecessor, but by the aid of files, papers, and records, created during the administration of General Shakespeare, and the glaring abuses of all discretionary power, and the surmounting of all constitutional and statutory rights, on the part of Gen. Shakespeare, as appears from the testimony in the hands of your committee, impels them to affirm the truthfulness embodied in your resolution of "irregularities and extravagancies" in the Quartermaster General's office during the administration of Josiah W. Begole.

For the purpose of better exhibiting the exact status of the financial affairs of this office at the time Gen. Shakespeare surrendered the same, your committee have prepared a table marked exhibit "B," which is included in the appendix to this report, in which will be found a full statement of the amounts

appropriated and placed to the disposal of the military department, and the amounts expended and disposed of by the late Quartermaster General.

Exhibit "C" in appendix contains a statement of "extra pay" drawn by Gen. Shakespeare during his administration, together with a statement of his expenses.

We were enabled to ascertain by a long tedious examination of various witnesses, that during the entire administration of Gen. Shakespeare he had indulged in extravagances to an extent that warrants us in asserting that it bordered on the misappropriation of public funds placed in his hands and under his control, by virtue of his office, all of which might and probably would have passed with but little censure had not the large amount of \$31,759.45, as admitted by him, been placed in his hands by Governor Begole to be disposed of as appears from his subsequent action, to the satisfaction of any caprice that might possess him. After receiving this large amount it appears from his testimony, and from the testimony of the State Military Board, that the matter of expending this sum for military cloths, trimmings, and blankets, was very cursorily discussed by the Quartermaster General and Military Board, resulting finally in leaving the disposition thereof exclusively in the hands and to the judgment of Gen. Shakespeare, which power as will appear, he exercised with a nonchalance equaled only by that indulged in by the Board in granting the power.

That General Shakespeare should have advertised and exercised every other expediency in his power for the purpose of receiving bids and offers from the various houses dealing in military goods, and in expending so large an amount of money is so far beyond question that it deserves no comment on the part of your committee. That he totally ignored a long line of established precedents, created by his predecessors, and made no effort whatsoever to secure prices and terms of other firms, is equally patent to your committee; that he was conversant with these precedents, and the fact that he could secure for the State a better and more profitable bargain by following these precedents is equally conclusive; but that instead thereof, in the smallest space of time, he accepted unconditionally, without question or counsel, the terms and prices appended to the lot of samples mailed him by the firm of M. Israel & Co., of Kalamazoo, and ordered therefrom the shipment of goods is, from the evidence, conclusively established. This fact in itself might remain unworthy of so severe a censure had the bargain and contract been worthy of commendation in any particular, by even the most ordinary business person; but the fact elicited by a close scrutiny confirms us in the belief that the goods purchased were of no particular standard, but had been purchased by the firm in auction lots from different parties and places, and were and are inferior in quality, and in many instances totally unfit for the purpose for which they were designed. We find that these goods came packed in boxes, not in their original packages, that the cloths claimed to be of the same grade and quality, were of various shades, quality, and shape; that the customary yard number, price, and quality marks were most mysteriously wanting; that in no instance, either upon the cloths, blankets, trimmings, or buttons appeared any mark or marks which could lead to the discovery of the manufacturer of the article, in consequence of which your committee were compelled to subpoena one Joseph Speyer, of the firm of M. Israel & Co., to testify his knowledge of the goods, and while asserting that the firm with which he was connected did an annual business of about \$250,009; that a member of the firm was stationed in the city of New York for the sole purpose of making purchases; that he was the



manager, and at the head of the institution in this State; that the prices for which the goods in question were sold were fair and reasonable for the time, and that the goods were actually worth the amount for which they had been sold, yet strangely confessed a total ignorance as to the cost to their firm of any of the articles so sold.

Admitting his ability to ascertain this fact, he was dismissed temporarily by your committee on the promise to return when wanted, and accommodate your committee with the price paid by his firm for the goods, which he claimed he he could ascertain by writing to his partner in the city of New York. He was afterwards requested by your committee, on a day certain, to appear and testify, rendered an excuse, and has never given your committee opportunity to learn the price paid by said firm for the goods.

In the absence of this testimony your committee were obliged to and did subpoena certain experts in these goods, from the city of Detroit, who testified, after a careful examination of all goods so purchased, as to their actual value at the time they were purchased; their testimony being of a character that warrants your committee in giving it full credence, notwithstanding the many instances being diametrically opposed and contradictory to the testimony given by Mr. Speyer. From the testimony so received, your committee are forced to conclude that the price paid by Gen. Shakespeare for said cloths, trimmings, and blankets was \$6,000 or \$7,000 in excess of what the same, or better goods could have been purchased from other parties in this State; and in order that the several members of the Legislature may be better enabled to know upon what premises we predicate such a large discrepancy, we refer them to exhibit "A" in the appendix hereunto annexed, in which is set forth in detail, the prices paid by Mr. Shakespeare, and the prices for which the same could have been purchased from other firms.

That this statement may not be considered lightly we might add that reliable and responsible parties, well known in this State, are ready and willing to execute a bond in the sum of \$50,000, to supply this quantity or any other quantity of similar goods, at these prices, as will be found upon examination of the testimony.

It is not our purpose to cumber this report with recitals of testimony, yet our conclusions would probably be more readily conceived if we cite a few of the most potent factors in the testimony which actuate our conclusions. Among the purchases can be found from the vouchers now on file in the Quartermaster General's department, one item which reads as follows;

"500 prs. blankets, a \$4.28, \$2,140." Referring to Mr. Speyer's testimony, we find the following:

Question: "Did you take the order from Mr. Shakespeare for all of these goods?"

Answer: "I did."

Question: "And his order, so far as these blankets were concerned was for 500 single blankets?"

Answer: "Yes, sir, single blankets."

Question: "Not 500 pairs?"

Answer: "No, sir."

Question: "Did he agree at that time to pay you \$4.28 a piece for each blanket?"

Answer: "Yes, sir."

Question: "Was that a reasonable price for these blankets?"

Answer: "That was the wholesale price."

Question: "I ask if it was reasonable?"

Answer: "Reasonable, of course."

Question: "The blankets in the market of that kind were being sold for that price?"

Answer: "Yes, sir."

Question: "How do the prices of blankets of that character correspond now with the prices last September?"

Answer: "Woolen goods are from 20 to 25 per cent cheaper to-day than they were then."

Referring to General Shakespeare's testimony, we find the following:

Question: "Had you determined upon 500 blankets or 500 pairs?"

Answer: "Five hundred blankets. We sat down and figured out that the funds we had would not purchase all that I asked for, and it was reduced."

This testimony in itself might lead us to believe that the entry as appears from the voucher was erroneous, were it not for three patent facts. First, that the price of \$4.28 would have been a fair price for a pair of like blankets. Second, The resolution passed by the military board authorizing the purchase of these goods denoted unmistakably the purchase of 500 pairs of blankets, which resolution is marked exhibit "F" in the appendix, and third, the report of the Quartermaster General's department, as published, indicates in print the fact that 500 pairs of blankets were purchased.

Referring further to the testimony of General Shakespeare in regard to his efforts to procure samples from other parties we find the following;

Question: "You met Mr. Speyer in Kalamazoo?"

Answer: "Yes, sir."

Question: "And there made arrangements with him for the purchase of cloth for the amount that was received?"

Answer: "Yes sir."

Question: "Was anything said in regard to the price other than what was marked on the goods?"

Answer: "There was a very short conversation. I asked him if these were their best figures, or something like that, and he said they were, and I gave him the contract."

Question: "Did he take your order?"

Answer: "Yes, sir."

Question: "Did you write to any other firms in regard to the price?"

Answer: "Only as we sent for these samples. Personally I did not write a letter."

Question: "I mean through your clerk. Have you any remembrance now as to whom you sent to for these samples?"

Answer: "No, sir, I have not."

Question: "I understood you to say you thought you could ascertain from the letter book?"

Answer: "I have no doubt of it."

Further, on page 125 of his testimony is the following:

Question: "You had samples?"

Answer: "Yes, sir; had a large number of them."

Question: "Where had you received them from?"

Answer: "From different parties throughout the country. I did not write for any of them personally."

Question: "Who wrote for them?"

Answer: "Mr. Sherwood, my clerk."

Question: "Had he been writing previons to the issuing of this order, or the passing of this resolution?"

Answer: "I think he had."

Question: "Did you see any firm or individual in regard to the purchase of these goods yourself?"

Answer: "Yes, sir."

Question: "Who?"

Answer: "Do you mean besides M. Israel & Co.?"

Question: "Yes, sir."

Answer: "No, sir; I did not."

Question: "Had you seen the members of any other firm?"

Answer: "No, sir."

Question: "What other firms did you write to?"

Answer: "I have not the names of them; the letters must be on file here."

Question: "Had you samples with prices attached from other firms besides M. Israel & Co.?"

Answer: "Yes, sir."

Whereupon the letter-book containing all the letters written in the office of the Quartermaster General during the administration of Gen. Shakespeare was offered in evidence, and not a single letter, aside from the letters of M. Israel & Co., appeared therein, relative to the samples of military cloths, or the purchase thereof, in any form or shape. On pages 132 and 133 of Gen. Shakespeare's testimony he further reiterates that he did not personally write for any samples, nor designate to his clerk any particular person to write to. He had no personal knowledge as to whether any samples were received from any other establishments save that of M. Israel & Co. That Gen. Shakespeare exercised surprising indifference as to the cost of these goods, no better example can be had than the testimony of Mr. Speyer, on page 94, which is in substance as follows:

"The samples came in a package or letter by mail, with the prices attached.

Question: "Did General Shakespeare question the price at all?"

Answer: "No. We sent the goods here and they selected from these."

Question: "You afterwards saw him individually and took his order?"

Answer: "Yes, sir."

Question: "And he accepted the price just as they were marked?"

Answer: "Just exactly."

Question: "Didn't he try to get you to let him have them cheaper?"

Answer: "No, sir, he did not."

On page 96 Mr. Speyer further says:

Question: "Could you have afforded to have sold these goods for less than you did, and make a profit on them?"

Answer: "Perhaps we could; I don't know anything about that."

Question: "You made a profit?"

Answer: "Yes, sir."

Question: "You don't know how much that profit was?"

Answer: "No, sir."

Question: "On general principles, you know you would not sell anything without a profit?"

Answer: "It would be very foolish of us to do so."

Question: "If you could not have got the prices for these goods you did get you would have taken less?"

Answer: "I would not. I would have to write to Mr. Rosenbaum, and our

profits might have been perhaps so small it would not have paid. I would have inquired of course. I would not let it go by of course."

On pages 161 and 162, Gen. Shakespeare's testimony, when taken in connection with the testimony of Edwin A. Tilley, freight cashier and book-keeper of the Detroit, Lansing & Northern and Michigan Central Railway Companies, found on pages 189 and 190, conclusively demonstrates another peculiar feature of the purchase of these goods, viz.: that the bills were presented to and audited by the Military Board and paid for by the Quartermaster General before a large portion of the goods had been received at Lansing and delivered to the Quartermaster General.

Your committee would willingly have concluded their work under your resolution at this point had they not, in looking over the records of Gen. Shakespeare's administration, been confronted with other glaring irregularities and extravagances, among which might be classed what that officer was pleased to record as money drawn by him for "extra services."

The statutes are clear and explicit as to the duties of Quartermaster-General of this State. Howell's Annotated Statutes, section 891, reads as follows: "He shall have charge of all public magazines, store-houses, arsenals, munitions of war, and other military property of the State, and account for the same on the first day of December of each year to the Commander-in-Chief." Section — reads as follows: "When orders are issued for a camp of instruction the Quartermaster General shall establish it according to the regulations, at the point designated in the orders of the Commander-in-Chief, and will furnish a sufficient number of suitable tents, and supply necessary camp equipage and camp utensils."

The Quartermaster General of this State, as your committee understand the law, is entitled to draw for his services the sum of \$1,000 per year. When he accepted the office, he subscribed the constitutional oath, and gave bonds to faithfully perform the duties of his office. He undertook this obligation knowing that the compensation for his services was fixed. We find nothing that authorized this State officer to devote less than his whole time and attention to the duties of his office. We find nothing that authorized him to forego any duties of his office for the purpose of personal pecuniary advancement. And we find nothing that will warrant us in saying that General Shakespeare was entitled to receive any of said pay for "extra services." What his predecessors may have done and received creates a precedent only to be followed so far as his predecessor's actions conformed to the laws of the land; and they are equally censurable to the extent that they may have violated what we believe to be the true and literal spirit and intent of the statutes. We find that a large portion of the amount so received by him and paid to himself for "extra service" performed by himself, was for work connected with the State encampments, termed by the statutes "camps of instruction." While we are not disposed in any degree to hamper or obstruct the annual State encampments, yet we believe they should be conducted in such a manner as not to leave them open to the severe criticisms which they have of late been subjected to, and this being almost wholly confined to those holding the higher military positions. While General Shakespeare, in our judgment, had no right to receive other than his expenses and prescribed salary during the State encampments, the Governor being the commander-in-chief, had no right to receive, at the hands of the State, the use of carriages with which to convey himself and chosen friends in and about the encampments.

We find that large and exorbitant bills have been allowed and audited by the

military board to pay for these conveniencies, while the officers and privates who bore the heat and burden of the day were allowed the small pittance prescribed by the statutes of the State.

As these bills in themselves illustrate better the extravagant spirit that seemed to pervade the office, we have in our appendix marked as Exhibit "D" copies of the vouchers as taken from the office of this department, together with vouchers for like expenditures for the encampment of 1882, a comparison of which affords an admirable index of the two administrations.

We also append hereto a statement marked exhibit "E," showing expenditures for encampment in 1882, under Gen. Church's administration, as compared with those of Gen. Shakespeare for the year 1884.

Contracts for the supply of ice for the State encampment, on the part of Quartermaster General Shakespeare, have been a fruitful subject of inquiry for your committee, and they are disposed to believe that Gen. Shakespeare repeated his censurable bargaining by failing to secure the same at the lowest possible price.

The expenditures for ice in 1882 and 1883 was necessarily large, as the Quartermasters were compelled to purchase, and the supply at Brighton being limited, purchases were made in Detroit and Lansing which, with the transportation and waste very materially increased the cost. In the spring of 1884 an ice house was erected by the late Quartermaster General Shakespeare and 180 tons of ice secured at a total cost for the ice of \$413.27. In February, 1885, the same quantity of ice was put up and well secured at a total cost of \$80, being a saving of \$333.27.

Adjutant General Robertson was not unfrequently referred to by the Quartermaster General as authority for many of his acts. For 23 years he has served the State of Michigan as Adjutant General, during which time he has received for "extra" compensation \$140. Not having been called upon to investigate the official conduct of General Robertson or other State officers aside from the one named in the resolution, we are not disposed to pass upon the justness or unjustness of his "extra" compensation. In no particular was the Quartermaster General justified in following the advice of his brother State officers when that advice was not sustained by the statutes.

Therefore, your committee would most respectfully submit that the result of their investigation has conclusively demonstrated the fact that "grave irregularities and extravagances" existed in the Quartermaster General's office during the administration of Josiah W. Begole, in that the Quartermaster General received from the hands of Josiah W. Begole, as Governor, a large sum of money, viz.: \$1,759.45 that did not belong to the department, but was the legitimate property of the State; that General Shakespeare, as such Quartermaster General, on the strength of the receipt of such money, purchased from M. Israel & Co., of Kalamazoo, a large quantity of cloths, trimmings, and blankets of an inferior quality for the price paid, under a questionable contract, and paid for the same on the receipt of bills before the goods were received, and paying little or no attention to the goods or their usefulness after having paid for the same. Also in presenting his claims for and receiving "extra pay" for services, in the sum of about \$1,000.00; in paying an exorbitant price for the purpose of procuring hacks and other conveyances for dignitaries of the State to grace the State encampments with their presence; in executing loose and indifferent contracts for the purchase of ice and the erection of ice houses; all of which your committee believe to be thoroughly

impregnated with gross and irregular official conduct and unpardonable extravagance.

In view of the abuses exercised in the purchase of military cloths and supplies on the part of the late incumbent of the office of Quartermaster General, your committee can not too earnestly recommend and urge the passage of

House bill No. 198 (File No. 419) being

A BILL to amend sections 7, 25, and 34 of an act entitled "An act for the reorganization of the military forces of the State of Michigan," approved January 18, 1862, being sections 874, 892, and 901 of Howell's Annotated Statutes;

Which amendments provide:

"That no contract shall be let or entered into on behalf of the State exceeding the expenditure of three hundred dollars for military purposes authorized by this act until a notice calling for bids for such contracts shall have been published at least ten days in one or more newspapers to be designated by the State Military Board, except that in cases of emergency requiring immediate action the Commander-in-chief may, by a special order in writing, direct the Quartermaster General to make contracts without such advertisement;"

Another provision contained in said bill providing that

"The State troops shall be composed of not exceeding thirty-six companies of infantry, beyond which in time of peace, there shall be no increase;"

Should be favorably considered by the Legislature in order to give consistency to

Senate bill No. 368 (File No. 240), entitled

A bill authorizing the enlisting, organization, equipping, and mustering into the State service, of military companies at Menominee, Muskegon, Detroit, Jackson, and Grand Rapids, in the State of Michigan, to be attached to the regiments of State troops,

The passage of which bill your committee most heartily recommend.

By conferring with the present State Military Board we are advised that they are indisposed to make any use of the large quantity of military cloths and trimmings purchased from M. Israel & Co. unless they receive special sanction from the Legislature, they contending a want of legal right on their part enabling them to act otherwise.

In consequence of which we would suggest that a concurrent resolution be passed authorizing them to appropriate for that purpose out of the military fund a sum sufficient to enable them on the best possible terms to cause all cloths, and trimmings, and supplies now on hand to be manufactured into such uniforms as in their judgment is most expedient.

Owing to the reduced condition of the military fund, and the apparent necessity for many new uniforms to be provided for various companies throughout the State, we would recommend that no encampment be held during the present year.

HENRY WOODRUFF,  
*Chairman Senate Committee.*  
CHAS. R. HENRY,  
MILO D. CAMPBELL,  
*Chairman House Committee.*  
A. R. CHAPMAN,

Senator Shoemaker and Representative Wright dissenting.

## EXHIBIT A.

Date of Purchase as per Vouchers.	Material Purchased from M. Israel & Co. by General Shakespear.	Price Paid by him per yard, etc.	Amounting to.	Prices per yd., etc. That same material could have been purchased for at same time from other firms.	Amounting to.
Sept. 24, 1884	133½ yds blue cloth.....	\$1 87½	\$250 79	\$1 70	\$227 37
	500 blankets (337½ pounds).....	4 28	2,140 79	60c per lb.	1,425 00
" 23, "	2,933½ yds blue twill cloth.....	1 87½	5,368 83	1 70	4,867 63
	50 yds broadcloth.....	4 50	225 00	3 50	175 00
" 19, "	582½ yds Ind. Blue.....	3 75	2,183 44		
Sept. 29, "	643 yds blue cloth.....	3 62½	2,328 15		
Oct. 12, "	569 yds blue cloth.....	3 62½	2,063 63		
" 18, "	432½ yds Ind. blue.....	3 75	1,632 81		7,075 75
" 24, "	2 yds kersey cloth.....	3 62½	7 25		
Nov. 17, "	237½ yds blue cloth.....	3 62½	1,150 08		
Dec. 4, "	1,015 yds sileas.....	12½	126 87	8½	86 25
" 10, "	38 gr. gilt buttons.....	6 00	528 00	3 00	264 00
	63 " ".....	3 00	189 00	1 75	110 25
	500 yds farmers' satin.....	50	250 00	15	75 00
	182 yds Buckram.....	18	23 89	10	13 20
	38 gr. pants buttons.....	30	10 80	25	8 00
" 13, "	251 yds cambric.....	6½	16 31	6½	16 31
	1,528½ drilling.....	10	152 85	6½	99 36
	381½ blue extra firm kersey.....	4 50	1,717 87	3 50	1,336 12
	153½ scarlet B. cloth.....	4 85	745 08	3 50	537 85
			\$21,099 89		\$16,317 09
	Less 6 per cent for cash.....				979 02
			15,338 07		\$15,338 07
	Amount paid in excess of market value.....		\$6,761 82		

## EXHIBIT "B."

Military fund for year ending December 31, 1885.....	\$64,963 50
Amount turned in by late Q. M. General.....	1,380 44
Total.....	\$66,343 94
Less salary Adj. General.....	\$1,000 00
" " Insp. ".....	1,000 00
" " Q. M. ".....	1,000 00

Less drawn by late Q. M. General.....	\$8,000 00	
“ indebtedness due January 1, 1885.....	7,035 00	
		<u>\$18,035 00</u>
Balance available for 1885.....		\$48,308 94
Estimate of expenses for 1885.....	\$20,375 00	
“ “ “ camp.....	35,500 00	
		<u>55,875 00</u>
Deficiency.....		\$7,566 06

The above does not include estimate for equipment of the four companies mustered into the State service in 1884.

## EXHIBIT “C.”

Amount drawn from military fund by late Q. M. General Shakespeare during years 1883 and 1884 as extra pay and services:

Traveling and expenses.....	\$692 19
Extra pay, camp, etc.....	626 24
Camp manual.....	379 00
	<u>\$1,697 43</u>

## EXHIBIT “E.”

## Expenditures.—Gen. Church:

1882. Ice for camp.....	\$192 16
Drugs for camp.....	12 15
Livery for camp.....	60 00
Hdqr's mess for camp.....	57 35
1881-2. Traveling expenses, self.....	214 25
Extra pay drawn for services.....	34 14
	<u>\$570 05</u>

## Expenditures.—Gen. Shakespeare:

1884. Ice for camp.....	\$413 27
Drugs for camp.....	344 91
Livery for camp.....	365 68
Hdqr's mess for camp.....	607 21
1883-4. Traveling expenses, self.....	692 19
Extra pay drawn for services.....	626 24
	<u>3,049 50</u>

Excess of expenditure by Gen. Shakespeare in above items \$2,479 45

## EXHIBIT “D.”

1892. The State of Michigan to Adams & Porter	Dr.
Sept. 13. Use of hack at encampment at Island Lake Aug. 10 to 15 (5 days) @ \$12.....	\$60 00

I certify the above account is correct, etc.

(Signed)

N. CHURCH,

*Quartermaster General.*

Rec'd. Lansing this 18th day of Sept., 1882, of M. Church, Q. M. G., sixty dollars in full.

(Signed)

ADAMS & PORTER.



## EXHIBIT "D."

1884. The State of Michigan to Porter & Goodrich		Dr.
1 Caryall for Provost Marshal Guard, 8 days @ \$8.....		\$64 00
2 Hacks 5 days (10 days) @ \$10.....		100 00
1 Carriage horse 16 days @ \$3.50.....		56 00
3 Saddle horses 9 days, each \$3.00.....		81 00
1 Saddle horse 12 days @ \$3.00.....		36 00
2 Hostlers 9 days, each \$1.00.....		18 00
Transportation of horses to camp.....		8 88
6 bags @ 30c.....		1 80
		<hr/>
		\$365 68

I certify the above account is correct, etc.

(Signed)

WM. SHAKESPEARE,  
*Quartermaster General.*

Rec'd. Lansing Sept. 3, 1884, of Q. M. G. Shakespeare \$365.68 in full for above.

(Signed)

PORTER & GOODRICH.

## EXHIBIT "D."

1884 The State of Michigan to Adams & Porter		Dr.
April 28. 2 saddle horse 10 days @ \$5.00 .....		\$50 00
" " 1 man with above 10 days @ \$1.50.....		15 00
" " 1 horse and carriage 12 days, Q. M. G., @ \$4.00.....		48 00
" " 1 hack for Governor 6 days @ \$15.00.....		90 00
" " 2 hacks for Governor and staff 4 days @ \$30.00.....		120 00
		<hr/>
		\$323 00

I certify that the above account is correct and just; that the services were rendered as stated, and that they were necessary for the public service.

(Signed)

WM. SHAKESPEARE,  
*Quartermaster General.*

Received Lansing this 4th day of September, 1883, of Wm. Shakespeare, Q. M. General of Michigan, for services rendered as per above account, three hundred and twenty-three dollars.

(Signed)

ADAMS & PORTER.

## EXHIBIT "F."

Copy of resolution State Military Board, made August 29, 1884, authorizing Quartermaster General to purchase cloth and blankets:

"On motion of Col. Godfrey,

*Resolved*, That the Quartermaster General of Michigan is hereby authorized to purchase 3,000 yards cloth for blouses, 2,000 yards cloth for dress coats, 3,000 yards cloth for trousers, 500 pairs blankets, for use of State troops."

On motion of Mr. Woodruff,

The report was laid on the table.

## MOTIONS AND RESOLUTIONS.

Mr. Carveth moved to take from the table,  
House bill No. 59 (File No. 14), entitled

A bill to equalize state bounties to volunteers in the late war of the rebellion;

Which motion prevailed.

On motion of Mr. Carveth,

The bill was placed on the general order.

Mr. Curtiss moved that a message be sent to the House for the return of  
House bill No. 206 (File No. 270), entitled

A bill to amend section 1 of an act entitled "An act to authorize the judges of probate in certain counties to appoint a register, and prescribing his duties and compensation," approved March 30, 1869, as amended, being compiler's section 535 of Howell's Annotated Statutes of Michigan;

Which motion prevailed.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 399 (File No. 222), entitled

A bill to prevent the injury or destruction of baggage,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

FITCH PHELPS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

On motion of Mr. Carpenter,

Leave of absence was granted to himself indefinitely on account of sickness in his family.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, June 3, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 227 (File No. 183), entitled

A bill making an appropriation for the State Industrial Home for Girls for the years 1885 and 1886;

And to inform the Senate that the House has amended the same so as to read as follows:

SECTION 1. *The People of the State of Michigan enact*, That there shall be and is hereby appropriated out of the general fund the following sums of money for the State Industrial Home for Girls: For deficiency in building and furnishing fifth cottage, \$2,271.78; for steam and water supply for fifth cottage, \$1,399.37; for deficiency on building chapel and school building, \$140.41; for the current expenses of said home for the year 1885, including the salaries of officers, pay of employes, fuel and lights, table and clothing expenses, the sum of \$32,003.44; and for miscellaneous expenses, for

School books.....	\$200 00
Library.....	100 00
Stationery, postage, and telegraphy.....	150 00
Tools and implements.....	100 00
Telephone.....	110 00
Dairy utensils.....	150 00
Furniture and bedding.....	200 00
Freight, express, etc.....	150 00
Medicine, instruments, etc.....	150 00
Hospital expenses.....	100 00
Escapes, rewards, etc.....	100 00
Expenses of putting girls out.....	150 60
Feed for stock.....	150 00
Trees, plants, and seeds.....	50 00
Repairs to buildings.....	500 00
Horse shoeing, carriage repairs, etc.....	75 00
Laundry and bath.....	100 00
Stock, cows.....	150 00

\$2,685 00

And a like amount for miscellaneous expenses for the year 1886, and for current expenses for the year 1886, including salaries of officers, pay of employes, fuel and lights, table and clothing expenses, the sum of thirty-two thousand, three hundred and fifteen dollars (\$32,315.00); and the board of control of said home is hereby authorized to transfer from the account for building reservoir, wind-mill, well, pump, and making the necessary steam and water connections, to the account of steam and water supply for fifth cottage, the sum of one thousand nine hundred and forty-five dollars and seventy-five cents (\$1,945.75).

SEC. 2. There shall be assessed upon the taxable property of the State, in the year eighteen hundred and eighty-five, the sum of thirty-eight thousand and five hundred dollars (\$38,500.00); and in the year eighteen hundred and eighty-six, thirty-five thousand dollars (\$35,000.00), to be assessed and levied in like manner as other state taxes are levied, assessed, and paid; which tax, when collected, shall be credited up to the general fund to reimburse to the same the sum to be drawn therefrom, as provided in this act;

In the passage of which as amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

On motion of Mr. Carpenter,  
The bill was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 3, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:  
House bill No. 574 (File No. 584), entitled

A bill to amend an act to incorporate the city of Owosso, approved Febru-

ary 15, 1859, and acts amendatory thereof, and to repeal sections 29, 196, and 197 of said act;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on cities and villages.

### THIRD READING OF BILLS.

House bill No. 287 (File No. 341), entitled

A bill to prevent non-resident aliens from acquiring or holding lands in this State,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Oline,	Mr. Davenport,	Mr. Greiner,	Mr. Henry,	
Curtiss,	Davis,	Hawley,	Hueston,	8

#### NAYS.

Mr. Belknap,	Mr. Francis,	Mr. Monroe,	Mr. Smith, G. A.,	
Brown,	Heisterman,	Moon,	Spencer,	
Carpenter,	Kempf,	Phelps,		11

Mr. Hawley moved to reconsider the vote by which the Senate refused to pass the bill;

Mr. Hubbell moved to lay the motion on the table.

Mr. Hawley called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows:

#### YEAS.

Mr. Brown,	Mr. Heisterman,	Mr. Monroe,	Mr. Spencer,	
Carpenter,	Hubbell,	Phelps,	Stephenson,	
Davenport,	Hueston,	Pulver,	Woodruff,	
Francis,	Kempf,	Smith, G. A.,		15

#### NAYS.

Mr. Austin,	Mr. Curtiss,	Mr. Hawley,	Mr. Moon,	
Belknap,	Davis,	Henry,	Shoemaker,	
Carveth,	Edwards,	Manwaring,	Smith, S. W.,	
Cline,	Greiner,			14

House bill No. 513 (File No. 335), entitled

A bill to amend section 4368 of the compiled laws of 1871, being section 5838 of Howell's Annotated Statutes, relative to the appointment of administrators with the will annexed in estates of deceased persons,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Hubbell,	Mr. Pulver,	
Belknap,	Davis,	Hueston,	Shoemaker,	
Brown,	Edwards,	Kempf,	Smith, G. A.,	
Carpenter,	Francis,	Manwaring,	Smith, S. W.,	
Carveth,	Greiner,	Monroe,	Stephenson,	
Oline,	Hawley,	Moon,	Woodruff,	
Curtiss,	Henry,	Pennell,		27
				0

## NAYS.

Title agreed to.

House bill No. 547 (File No. 159), entitled

A bill to provide for the protection of hotel keepers,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Kempf,	Mr. Shoemaker,	
Belknap,	Greiner,	Manwaring,	Smith, G. A.,	
Brown,	Hawley,	Monroe,	Smith, S. W.,	
Carpenter,	Heisterman,	Moon,	Spencer,	
Carveth,	Henry,	Pennell,	Stephenson,	
Oline,	Hubbell,	Phelps,	Woodruff,	
Curtiss,	Hueston,			26

## NAYS.

Mr. Davis,	Mr. Francis,			2
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Title agreed to.

Senate joint resolution No. 16 (File No. 11), entitled

A bill proposing amendments to sections 3, 6, 7, 8, 9, 10 and 11 of article 10 of the constitution of this State, so as to provide for a board of county commissioners in each of the counties of this State, instead of a board of supervisors or county auditors,

Was read a third time and not passed, two-thirds of all the Senators elect not voting therefor by yeas and nays as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hueston,	Mr. Smith, S. W.,	
Belknap,	Edwards,	Phelps,	Spencer,	
Carpenter,	Francis,	Smith, G. A.,	Stephenson,	
Carveth,	Henry,			14

## NAYS.

Mr. Brown,	Mr. Greiner,	Mr. Kempf,	Mr. Pulver,	
Oline,	Hawley,	Manwaring,	Shoemaker,	
Curtiss,	Heisterman,	Moon,	Woodruff,	
Davenport,	Hubbell,	Pennell,		15

Senate bill No. 287 (File No. 203), entitled

A bill to amend act No. 16 of the session laws of 1877, being section 5705 of the general statutes of the State of Michigan, compiled and annotated by Andrew Howell, entitled "An act relative [to alienation by deed, and the proof and recording of conveyances and the] canceling of mortgages,"

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Pulver moved to amend the bill as follows:

By inserting in section 1, line 1, after the word "that" the words "section 45, of chapter 150, being section 4247 of the compiled laws of 1871, as amended;"

Which motion prevailed, and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

#### YEAS.

Mr. Anstin,	Mr. Davis,	Mr. Hueston,	Mr. Shoemaker,
Belknap,	Francis,	Kempf,	Smith, G. A.,
Brown,	Greiner,	Manwaring,	Smith, S. W.,
Carpenter,	Hawley,	Monroe,	Spencer,
Oline,	Heisterman,	Moon,	Stephenson,
Curtiss,	Henry,	Pennell,	Woodruff,
Davenport,	Hubbell,	Phelps,	27

#### NAYS.

Mr. Edwards,

1

The question being on agreeing to the title,

Mr. Cline moved to amend the title so as to read as follows:

A bill to amend section 45, of chapter 150, being section 4247 of the compiled laws of 1871, as amended by act number 16 of the session laws of 1877, being section 5705 of the General Statutes of the State of Michigan, compiled and annotated by Andrew Howell, entitled "An act relative [to alienation by deed, and the proof and recording of conveyances and the] canceling of mortgages;

Which motion prevailed.

The title as amended was then agreed to.

Senate bill No. 197 (File No. 151), entitled

A bill to amend section 2 of act No. 108 of the session laws of 1871, as amended, being compiler's section 4207 of Howell's Annotated Statutes,

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Edwards moved to amend the bill as follows:

By substituting the following for section 2 of the bill:

SEC. 2. The chief officer of said department shall be denominated the Commissioner of Insurance. He shall be a citizen of this State, and shall have his office at the seat of government, and personally superintend the duties of his office; and shall not be directly or indirectly connected with the management or affairs of any insurance company. He shall be appointed by the Governor, by and with the consent of the Senate, and shall hold his office for the term of two years, from and after the first day of July in the year of his appointment and until his successor is appointed and qualified; he shall receive an annual salary of two thousand dollars, to be paid quarterly, on the warrant of the Auditor General. He may appoint a deputy, with the approbation of the Governor, and revoke such appointment at pleasure. Such deputy shall take and subscribe the oath prescribed by the constitution, and whenever the Commissioner of Insurance shall, by reason of sickness, absence, or other cause, be disabled from executing the duties of his office, his deputy, duly appointed, shall execute the duties thereof until such disability be removed, or until a Commissioner shall be appointed, and such deputy shall receive an annual salary of fifteen hundred dollars, for the year eighteen hundred and eighty-five,

and each year thereafter, payable monthly, on the warrant of the Auditor General. The commissioner may employ a regular clerk to discharge such duties as he may assign him, whose compensation shall not exceed twelve hundred dollars per annum; the salary of such deputy and clerks to be paid monthly, on the warrant of the Auditor General. Whenever a vacancy shall occur in said office of Commissioner, by reason of death, removal, or otherwise, the Governor shall fill such vacancy by appointment, by and with the advice and consent of the Senate, if in session. Within fifteen days from the time of notice of his appointment, the Commissioner shall take and subscribe the oath of office prescribed by the constitution, and file the same in the office of the Secretary of State; and the said Commissioner of Insurance shall give to the people of the State of Michigan a bond in the penalty of ten thousand dollars, with sureties to be approved by the Auditor General, conditioned for the faithful discharge of the duties of his office;

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect not voting therefor by yeas and nays as follows:

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Hubbell,	Mr. Smith, G. A.,
Belknap,	Francis,	Hueston,	Smith, S. W.,
Brown,	Hawley,	Kempf,	Spencer,
Carveth,	Heisterman,	Monroe,	Stephenson,
Curtiss,	Henry,	Moon,	

19

## NAYS.

Mr. Carpenter,	Mr. Greiner,	Mr. Phelps,	Mr. Woodruff,
Davenport,	Manwaring,	Pulver,	

7

The question being on agreeing to the title,

Mr. Carveth moved to amend the title so as to read as follows:

A bill to amend section 2 of act No. 108 of the session laws of 1871 as amended being compiler's section 4207 of Howell's Annotated Statutes relative to the Insurance Bureau;

Which motion prevailed.

The title as amended was then agreed to.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

House bill No. 376 (File No. 279), entitled

A bill providing for the employment, defining the duties, and fixing the compensation of a stenographer for the 9th judicial circuit, State of Michigan,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Hueston,	Mr. Pulver,
Belknap,	Francis,	Kempf,	Shoemaker,
Brown,	Greiner,	Manwaring,	Smith, G. A.,
Carpenter,	Hawley,	Monroe,	Spencer,
Cline,	Heisterman,	Moon,	Stephenson,
Davenport,	Henry,	Phelps,	Woodruff,
Davis,			

250

## NAYS.

Title agreed to.

On motion of Mr. Monroe,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 132 (File No. 235), entitled

A bill to provide for the deposit of the public moneys by the treasurer of Washtenaw county with banking corporations, on interest, and to authorize the investment of certain moneys now in the hands of the treasurer of said county.

J. W. BELKNAP, *Chairman.*

Report accepted.

Mr. Belknap moved that

House bill No. 86 (File No. 355), entitled

A bill to authorize the establishment of a home for disabled volunteer soldiers, sailors, and marines, in the State of Michigan,

Be made a special order for Thursday, June 4, at 10 o'clock A. M.;

Which motion prevailed.

#### GENERAL ORDER.

On motion of Mr. Curtiss,

The Senate went into the committee of the whole on the general order,

Mr. Pulver in the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

#### I.

The committee of the whole have had under consideration the following:

House bill No. 437 (File No. 334), entitled

A bill to amend section No. 13 of chapter 286 of Howell's Annotated Statutes, being compiler's section No. 8296, relative to summary proceedings to recover the possession of lands in other cases;

House bill No. 245 (File No. 261), entitled

A bill to amend section 15 of chapter 123 of the revised statutes of 1846, as subsequently amended, being compiler's section 6709 of the compiled laws of 1871, being section 8298 Howell's Annotated Statutes, relating to summary proceedings to recover possession of land;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

#### II.

The committee of the whole have also had under consideration the following:

House bill No. 109 (File No. 64), entitled

A bill to provide for the adjudication and payment of certain claims for State bounties due to Michigan soldiers, and supposed to have been paid by the State upon forged or fraudulent vouchers;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

H. H. PULVER, *Chairman.*

Report accepted and committee discharged.



The first two named bills were placed on the order of third reading of bills.

On motion of Mr. Edwards,

The Senate concurred in the amendments made to the second named bill, and the same was placed on the order of third reading of bills.

The Senate returned to the order of

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 3, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 274 (File No. 107) entitled

A bill to incorporate the village of Tawas City, in the township of Tawas, Iosco county, and State of Michigan;

And to inform the Senate that the House has amended the same as follows;

Amend section 3 by striking out in line 1, the words "Lyman B. Smith," and inserting the words "James Hamilton;"

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Henry moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed by yeas and nays as follows:

#### YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hubbell,	Mr. Pulver,	
Belknap,	Edwards,	Hueston,	Shoemaker,	
Brown,	Francis,	Kempf,	Smith, G. A.,	
Carpenter,	Greiner,	Manwaring,	Spencer,	
Carveth,	Hawley,	Monroe,	Stephenson,	
Curtiss,	Heisterman,	Moon,	Woodruff,	
Davenport,	Henry,	Pennell,		27

#### NAYS.

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The bill was referred to the committee on engrossment and enrollment for enrollment.

On motion of Mr. Henry.

The Senate adjourned.

*Lansing, Thursday, June 4, 1885.*

The Senate met and was called to order by the President at 9 o'clock A. M.

Prayer by the Rev. Mr. Franklin.

Roll called: a quorum present.

PETITIONS.

No. 765. By Mr. Oline: Petition of H. R. Mills and 42 others, in favor of the passage of the bounty bill;

No. 766. By Mr. Phelps: Petition of W. A. Lewis and 23 others, of Osceola county, same object;

The two petitions were referred to the committee on military affairs.

REPORTS OF STANDING COMMITTEES.

By the committee on agricultural interests:

The committee on agricultural interests, to whom was referred

Senate bill No. 233, entitled

A bill making an appropriation and providing for the establishment of an experimental farm upon the plain lands of Iosco county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

MICHAEL GREINER, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Henry,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

Senate bill No. 397, entitled

A bill to amend act No. 68 of the session laws of 1883, entitled "An act to provide for the laying out of a State road in the county of Grand Traverse," and extending time therefor one year,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to extend the time limited in act No. 68 of the session laws of 1883 for laying out a State road in Grand Traverse county, to authorize the commissioner appointed by virtue of said act to lay out a branch State road in said county, and to authorize said commissioner to expend money or labor contributed in laying out and opening said State roads,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

MICHAEL GREINER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Greiner,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

On motion of Mr. Francis,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hueston,	Mr. Phelps,
Belknap,	Edwards,	Kempf,	Pulver,
Brown,	Francis,	Manwaring,	Shoemaker,
Carveth,	Greiner,	Monroe,	Smith, G. A.,
Oline,	Hawley,	Moon,	Stephenson,
Curtiss,	Heisterman,	Pennell,	Woodruff,
Davenport,	Henry,		

26

## NAYS.

0

Title agreed to.

On motion of Mr. Francis,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

Senate bill No. 398, entitled

A bill to extend the time for the laying out of a State road in the county of Leelanaw, under act No. 69, session laws of 1883;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to extend the time limited in act No. 69 of the session laws of 1883 for laying out a State road in Leelanaw county, and to authorize the commissioner appointed under said act to expend money or labor contributed in laying out and opening said State road,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

MICHAEL GREINER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Greiner,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

On motion of Mr. Francis,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Kempf,	Mr. Pulver,
Belknap,	Francis,	Manwaring,	Shoemaker,
Brown,	Greiner,	Monroe,	Smith, G. A.,
Carveth,	Hawley,	Moon,	Spencer,
Curtiss,	Heisterman,	Pennell,	Stephenson,
Davenport,	Henry,	Phelps,	Woodruff,
Davis,	Hueston,		

26

## NAYS.

0

Title agreed to.

On motion of Mr. Francis,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on university:

The committee on university, to whom was referred

Senate bill No. 203 (File No. 65), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan,

And the House substitute therefor, as shown in House message of May 26,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, and recommend that the substitute be amended, and that the substitute, as amended, be concurred in, and ask to be discharged from the further consideration of the subject.

MICHAEL SHOEMAKER, *Chairman*.

Report accepted and committee discharged.

Mr. Shoemaker moved that the Senate concur in the amendments made to the House substitute for the bill by the committee.

Mr. Phelps called for the yeas and nays.

Mr. G. A. Smith demanded a division of the question, as to concurring in the amendment to the House substitute, adding an item of appropriation as follows:

"SEC. 4. The sum of ten thousand dollars is hereby appropriated out of the general fund for the erection, equipment, and maintenance of a gymnasium, to be constructed and controlled by the Regents as a part of the University: *Provided*, That this appropriation is made upon the express condition that the Athletic Association of the University of Michigan shall pay to the treasurer of the University the sum of four thousand two hundred dollars which shall become a part of the gymnasium fund, together with such sums as may be hereafter paid to the treasurer by the said athletic association of the State of Michigan, the whole to be under the control and subject to the order of the Regents for uses and purposes of the gymnasium as above set forth."

The amendment was then concurred in by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Hertzler,	Mr. Moon,
Belknap,	Francis,	Hubbell,	Pennell,
Carveth,	Hawley,	Hueston,	Shoemaker,
Cline,	Heisterman,	Kempf,	Spencer,
Davis,	Henry,	Monroe,	Stephenson, 20

## NAYS.

Mr. Brown,	Mr. Davenport,	Mr. Manwaring,	Mr. Smith, G. A.,
Curtiss,	Greiner,	Phelps,	7

The question being on concurring in the other amendments to the House substitute for the bill,

The same were concurred in by yeas and nays as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hertzler,	Mr. Moon,
Belknap,	Edwards,	Hubbell,	Shoemaker,

Mr. Brown, Carveth, Oline, Davenport,	Mr. Francis, Hawley, Heisterman,	Mr. Hueston, Kempf, Monroe,	Mr. Smith, G. A., Spencer, Stephenson,	21
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NAYS.

Mr. Curtiss,	Mr. Greiner,	2
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Mr. Shoemaker moved that the Senate concur in the adoption of the House substitute as amended ;

Which motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Austin, Belknap, Brown, Carveth, Davenport, Davis,	Mr. Francis, Hawley, Heisterman, Henry, Hertzler,	Mr. Hubbell, Hueston, Kempf, Monroe, Moon,	Mr. Pennell, Shoemaker, Smith, G. A., Spencer, Stephenson,	21
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NAYS.

Mr. Curtiss,	Mr. Greiner,	Mr. Phelps,	3
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By the committee on liquor traffic :

The committee on liquor traffic, to whom was referred  
House bill No. 555 (File No. 326), entitled

A bill to impose a tax on the business of selling spirituous, intoxicating, malt, brewed, and fermented liquors in the State of Michigan, to be shipped from without this State, and to repeal act No. 226, laws of 1875, and being compiler's sections 1277, 1278, 1279, and 1280, Howell's Annotated Statutes of 1882,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

EDWARD E. EDWARDS, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By unanimous consent,

Mr. Hawley offered the following resolution :

*Resolved* (the House concurring), That the Senate will meet with the House of Representatives in joint convention in the Hall of the House at 2 o'clock P. M., to-day, to listen to a brief address from the Hon. Geo. V. N. Lothrop ;  
Which was adopted.

Mr. Brown moved to take up the order of unfinished business, being the consideration of the following concurrent resolution :

*Resolved* (the Senate concurring), That from and after Wednesday, June 17, 1885, the two branches of this Legislature will transact no other business than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the Journals by the Secretary of the Senate and the Clerk of the House, and the time of final adjournment of this Legislature shall be Saturday, June 20, at 12 M., on that day ;

Which motion prevailed.

The President announced that the hour had arrived which the Senate set apart as a special order for the consideration of House bill No. 86 (File No. 355), entitled

A bill to authorize the establishment of a home for disabled volunteer soldiers, sailors, and marines in the State of Michigan,

SPECIAL ORDER.

On motion of Mr. Hubbell,

The Senate went into committee of the whole on the special order,

The President in the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following: House bill No. 86 (File No. 355), entitled

A bill to authorize the establishment of a home for disabled volunteer soldiers, sailors, and marines, in the State of Michigan,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

A. BUTTARS, *Lieut. Governor, Chairman.*

Report accepted and committee discharged.

On motion of Mr. Belknap,

The Senate concurred in the amendments made to the bill.

On motion of Mr. Belknap,

The bill was placed on its immediate passage.

It was then read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Curtiss moved to amend the bill as follows:

By striking out of section 7, line 2, the word "February" and inserting in lieu thereof the word "March;"

Which motion prevailed and the bill was so amended.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Shoemaker moved that the bill be re-committed to the committee on military affairs with instructions to report a substitute providing for the continuous support of such soldiers who may be in need of the same on application to the judge of probate of the respective counties, under such regulation as the military board may adopt, such support not to exceed \$100 for any one applicant in each year, and that the committee report an appropriation sufficient to carry out the provisions of the act for the years 1885 and 1886.

Mr. Shoemaker called for the yeas and nays.

The motion did not prevail by yeas and nays, as follows:

YEAS.

Mr. Carveth,  
Davenport,

Mr. Davis,  
Heisterman,

Mr. Monroe,

Mr. Shoemaker,  
27

NAYS.

Mr. Austin,  
Belknap,  
Brown,  
Cline,  
Curtiss,  
Edwards,

Mr. Francis,  
Greiner,  
Hawley,  
Henry,  
Hertzier,  
Hubbell,

Mr. Hueston,  
Kempf,  
Manwaring,  
Moon,  
Pennell,  
Phelps,

Mr. Smith, G. A.,  
Smith, S. W.,  
Spencer,  
Stephenson,  
Woodruff,

23

Pending the taking of the vote thereon,

By unanimous consent, Mr. Manwaring moved to further amend the bill as follows:

By striking out of section 11 the proviso and inserting the following: "Provided, That no applicant shall be admitted to said home unless he served in a Michigan regiment or was accredited to the State of Michigan;"

Which motion did not prevail.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Hueston,	Mr. Pulver,
Belknap,	Francis,	Kempf,	Sherwood,
Brown,	Greiner,	Manwaring,	Smith, G. A.,
Carveth,	Hawley,	Monroe,	Smith, S. W.,
Cline,	Heisterman,	Moon,	Spencer,
Curtiss,	Henry,	Pennell,	Stephenson,
Davenport,	Hertzler,	Phelps,	Woodruff,
Davis,	Hubbell,		

30

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#### NAYS.

The question being on agreeing to the title,

Mr. Woodruff moved to amend the title as follows:

By striking out the word "volunteers."

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Woodruff,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

#### UNFINISHED BUSINESS.

The question being on the adoption of the following concurrent resolution:

*Resolved* (the Senate concurring), That from and after Wednesday June 17, 1885, the two branches of this legislature will transact no other business than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the Journals by the Secretary of the Senate and the clerk of the House, and the time of final adjournment of this legislature shall be Saturday, June 20, at 12 M. on that day,

Mr. Brown moved to amend the same by striking out "Wednesday, June 17," and inserting in lieu thereof the words "Saturday, June 13;" also by striking out "Saturday, June 20," and inserting in lieu thereof the words "Wednesday, June 17;"

Pending which,

Mr. Hawley moved to lay the resolution on the table;

Which motion did not prevail.

The motion to amend then prevailed.

The resolution as amended was then adopted.

On motion of Mr. Hawley,

The Senate took a recess until 1:55 o'clock P. M

## AFTERNOON SESSION.

1:55 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

## MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 4, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

*Resolved* (the House concurring), That the Senate will meet with the House of Representatives, in joint convention, in the hall of the House at 3 o'clock P. M. to-day to listen to a brief address from the Hon. G. V. N. Lothrop;

In the adoption of which the House has concurred.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The message was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 4, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill: House bill No. 621 (File No. 379), entitled

A bill to prescribe the duties of the Attorney General in certain cases;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on judiciary.

## MESSAGES FROM THE GOVERNOR.

The President also announced the following:

EXECUTIVE OFFICE, }  
Lansing, June 4, 1885. }

*To the Senate:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

[Senate bill No. 185, File No. 164, being]

An act to provide for the appointment, compensation, and duties of a stenographer for the 16th judicial circuit;

Also,

[Senate bill No. 132, File No. 235, being]

An act to provide for the deposit of public moneys by the treasurer of Washtenaw county with banking corporations, on interest, and to authorize the investment of certain moneys now in the hands of the treasurer of said county.

R. A. ALGER, *Governor.*



The message was laid on the table.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor the following:

Senate bill No. 274 (File No. 107), entitled

A bill to incorporate the village of Tawas City, in the township of Tawas, Iosco county, and State of Michigan.

J. W. BELKNAP, *Chairman*.

Report accepted.

Mr. Belknap offered the following resolution:

*Resolved*, That the Secretary of the Senate be and is hereby authorized to procure for the use of the Senate 2,000 copies of the tax law, printed in pamphlet form;

Which was adopted.

The Sergeant-at-Arms announced a committee from the House, who informed the Senate that the House was ready to receive the senate in joint convention.

On motion of Mr. Hueston,

The Senate proceeded to the hall of the House of Representatives, and met the House in joint convention to hear the Hon. G. V. N. Lothrop, our Minister to Russia.

The Senate returned from the House.

The Senate returned to the order of

#### REPORTS OF STANDING COMMITTEES.

By the select joint committee on taxation:

The select joint committee on taxation, to whom was referred

Senate bill No. 387, entitled

A bill to amend sections 76 and 77, of chapter 12, of the compiled laws of 1871, being sections 751 and 752 of Howell's Annotated Statutes relative to the duties of township treasurers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it be indefinitely postponed, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The further consideration of the bill was indefinitely postponed.

By the select joint committee on taxation:

The select joint committee on taxation, to whom was referred

Senate bill No. 80, entitled

A bill to amend sections 64 and 65 of act No. 9, of the public acts of 1882, entitled "An act to provide for the assessment of property, and the levy and collection of taxes thereon," approved March 14, 1882, so as to provide for the redemption of lands sold for the taxes under said act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it be indefinitely postponed, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The further consideration of the bill was indefinitely postponed.

By the select joint committee on taxation:

The select joint committee on taxation, to whom was referred

Senate bill No. 288, entitled

A bill to amend section 11 of the general tax law of 1882, entitled "An act to provide for the assessment of property and the levy and collection of taxes thereon," approved March 14, 1882,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it be indefinitely postponed, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The further consideration of the bill was indefinitely postponed.

By the select joint committee on taxation:

The select joint committee on taxation to whom was referred

Senate bill No. 187, entitled

A bill to amend sections 43 and 49 of act number 9 of session laws of 1882, entitled "An act to provide for the assessment of property and the levy and collection of taxes thereon," approved March 14, 1882.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment and recommend that it be indefinitely postponed and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The further consideration of the bill was indefinitely postponed.

By the select joint committee on taxation:

The select joint committee on taxation, to whom was referred

Senate bill No. 100 (File No. 43), entitled

A bill to amend sections 12, 18, 19, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 46, 47, 48, 49, 52, 53, 55, 63, 64, 65, 68, and 69 of act No. 9 of the session laws of 1882, approved March 14, 1882, entitled "An act to provide for the assessment of property and the levy and collection of taxes thereon,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it be indefinitely postponed, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The further consideration of the bill was indefinitely postponed.

By the select joint committee on taxation:

The select joint committee on taxation, to whom was referred

Senate bill No. 230, entitled

A bill to amend sections 8, 22, 53, 57, 63, 64, 68, 73, and 94 of act No. 9, of the public acts of 1882, entitled, "An act to provide for the assessment of

property, and the levy and collection of taxes thereon," approved March 14, 1882,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it be indefinitely postponed, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The further consideration of the bill was indefinitely postponed.

By the select joint committee on taxation:

The select joint committee on taxation, to whom was referred

Senate bill 191 (File No. 233), being

A proposition to amend the first and fourth paragraphs of section 11, and the fourteenth of section 13 of act number 9 of the session laws of 1882, entitled "An act to provide for the assessment of property and the levy and collection of taxes thereon,"

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, and recommend that it be indefinitely postponed, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The further consideration of the bill was indefinitely postponed.

By the select joint committee on taxation:

The select joint committee on taxation, to whom was referred

Senate bill No. 64, being

A bill to repeal sections 18 and 19, of act No. 9 of the session laws of 1882, relative to the appointment of a board of review,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that it be indefinitely postponed, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The further consideration of the bill was indefinitely postponed.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 88, entitled

A bill relative to suits for libel,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, and without recommendation as to its passage, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Moon,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 178 (File No. 165), entitled

A bill to amend act No. 192 of the public acts for the year 1879, being section 9315 of Howell's Annotated Statutes, relative to the punishment of libel and slander, and to add one new section thereto to stand as section 2,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment and without recommendation as to its passage, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Henry.

The bill was placed on the order of third reading.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 15 (File No. 16), entitled

A bill to amend section 4 of an act entitled "An act supplementary to an act entitled 'An act to establish the Detroit House of Correction and to authorize the confinement of convicted persons therein,'" approved March 27, 1867, being compiler's section 9867 of Howell's Annotated Statutes, and to add a new section thereto, to stand as section 7 of said act in place of section 7, which was repealed by act 67, approved May 10, 1879,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 569 (File No. 228) entitled

A bill to amend section 6559 of chapter 205, of the compiled laws of 1871, being compiler's section, of Howell's compilation of laws of Michigan, No. 8147, relative to service of process on railroad companies,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 24, entitled

A bill to reorganize the supreme court and fix the salaries of the justices thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accom-

panying substitute therefor, having the same title, recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committees on judiciary and appropriations and finance:

The committees on judiciary and appropriations and finance, jointly, to whom was referred

Senate joint resolution No. 10, entitled

A joint resolution for the payment of expenses incurred in examinations of charges against Nelson Delong, mayor of the city of Muskegon,

Respectfully report that they have had the same under consideration and have directed us to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the joint resolution when so amended do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL,

*Chairman Committee on Judiciary.*

G. A. SMITH,

*Chairman Committee on Appropriations and Finance.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The Senate concurred in the amendments made to the joint resolution by the committees.

On motion of Mr. Hubbell,

The rules were suspended, and the joint resolution was placed on its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Hubbell,	Mr. Phelps,
Belknap,	Francis,	Hueston,	Smith, G. A.,
Brown,	Hawley,	Kempf,	Smith, S. W.,
Carveth,	Heisterman,	Manwaring,	Spencer,
Curtiss,	Henry,	Monroe,	Stephenson,
Davis,	Hertzler,	Moon,	Woodruff, 24

#### NAYS.

0

Title agreed to.

On motion of Mr. Moon,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

On motion of Mr. Hawley,

Leave of absence was granted to himself for the afternoon on account of illness.

By the committee on supplies and miscellaneous expenses of the Senate:

The committee on supplies and miscellaneous expenses of the Senate, report the following bills:

Charles Reeves in account with State:

To washing 104 towels.....	\$5 20
Due 15 cents from last account.....	15

Total.....	\$5 35
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For labor done under direction of the Sergeant-at-Arms of the Senate, which they have had under consideration, and directed me to report the same to the Senate, and recommend the allowance, and ask to be discharged from the further consideration of the subject.

HENRY WOODRUFF, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Woodruff,

The account was allowed and ordered paid.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred

House bill No. 40 (File No. 381), entitled

A bill to incorporate the public schools in the village of Ovid, Clinton county,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN CARVETH, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 318 (File No. 211), entitled

A bill to provide for the introduction and use on all cars owned and operated by any railroad company, or other corporation, doing business in this State, of some form of automatic car-coupling, by means of which all cars may be coupled and uncoupled without the necessity of the brakeman or any other person passing between the cars.

J. W. BELKNAP, *Chairman.*

Report accepted.

By the committees on railroads and judiciary:

The committees on railroads and judiciary, to whom was referred

House bill No. 494 (File No. 232), entitled

A bill to provide for the taxation of railway or railroad companies organized and existing under any special act or acts of incorporation or consolidation or which have heretofore been taxed under any special act or acts, and to repeal all acts or parts of acts inconsistent with the provisions of this act,

Respectfully report that they have had the same under consideration, and have directed us to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

CHARLES AUSTIN,

*Chairman Committee on Railroads.*

JAY A. HUBBELL,

*Chairman Committee on Judiciary.*

Report accepted and committees discharged.

On motion of Mr. Carveth,

The bill was laid on the table.

By the committees on State affairs and appropriations and finance:

The committees on State affairs and appropriations and finance, to whom was jointly referred

Senate bill No. 284, entitled

A bill making an appropriation towards maintaining the fire department of the city of Ann Arbor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and with the recommendation that it do lie on the table, and ask to be discharged from the further consideration of the subject.

FITCH PHELPS,

*Chairman Committee on State Affairs.*

GEO. A. SMITH,

*Chairman Committee on Appropriations and Finance.*

Report accepted and committees discharged.

On motion of Mr. Phelps,

The bill was laid on the table.

#### MOTIONS AND RESOLUTIONS.

Mr. Belknap moved to take from the table

House joint resolution No. 27 (File No. 14), entitled

A joint resolution to define the methods of securing the doors to the rooms in which inmates are confined at the Industrial Home for Girls, and to provide for fire escapes at said Industrial Home for Girls;

Which motion prevailed.

The question being on the passage of the joint resolution,

It was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Belknap moved to amend the joint resolution as follows:

By adding to the joint resolution the following:

*And be it further resolved,* That there shall be appropriated the sum of one thousand dollars or so much thereof as may be necessary for said fire escapes and locks, to be paid out of the general fund not otherwise appropriated;

Which motion prevailed and the joint resolution was so amended.

The joint resolution was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,  
Belknap,  
Brown,  
Carveth,  
Curtiss,  
Davenport,  
Davis,

Mr. Edwards,  
Francis,  
Greiner,  
Heisterman,  
Henry,  
Hertzler,

Mr. Hubbell,  
Kempf,  
Manwaring,  
Monroe,  
Moon,  
Pennell,

Mr. Phelps,  
Pulver,  
Smith, G. A.,  
Spencer,  
Stephenson,  
Woodruff,

25

#### NAYS.

0

Title agreed to.

On motion of Mr. Belknap,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

Mr. Davis moved that the committee of the whole be discharged from the further consideration of

House bill No. 356 (File No. 212), entitled

A bill to authorize the county of Bay to buy and maintain a bridge across the Saginaw river;

Which motion prevailed.

On motion of Mr. Davis,

The bill was placed on the order of third reading.

Mr. Austin moved to take from the table

Senate bill No. 226 (File No. 237), entitled

A bill to amend sections 13, 15, and 17 of Article 4 of act No. 198 of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State, and the several acts amendatory thereof," and to add two new sections thereto to stand as sections 22 and 23, for the prevention of trespassing on railroad tracks and providing penalties for violations of subdivision fifth, section 9, of Article 2 of said act No. 198, session laws of 1871;

Which motion prevailed.

On motion of Mr. Austin,

The bill was placed on the order of third reading.

Mr. G. A. Smith moved to take from the table

Senate bill No. 300 (File No. 90), entitled

A bill to amend section 1 of act No. 177, of the session laws of 1881, entitled "An act relative to the delivery of grain by railway companies," approved May 31, 1881,

Which motion prevailed.

On motion of Mr. G. A. Smith,

The bill was placed on the order of third reading.

#### GENERAL ORDER.

On motion of Mr. Hubbell,

The Senate went into committee of the whole on the general order,

Mr. Austin in the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

#### I.

The committee of the whole have had under consideration the following:

House bill No. 36 (File No. 18), entitled

A bill to amend section 8 of chapter 179 of compiled laws of 1871, being compiler's section 5532, relative to criminal proceedings before justices of the peace;

House bill No. 305 (File No. 278), entitled

A bill to provide for the incorporation of associations to engage in the business of breeding and raising blooded stock;

House bill No. 180 (File No. 331), entitled

A bill to prevent accidents by line shafting used on fair grounds or other public places where machinery is running on exhibition;



Senate bill No. 264 (File No. 159) entitled

A bill to provide for the registration of electors;

Senate bill No. 265 (File No. 187), entitled

A bill to regulate the holding of general and special elections, and the canvass and return of votes;

House bill No. 669, entitled

A bill for the relief of Francis Marsac;

Senate bill No. 262 (File No. 262), entitled

A bill to promote morality and prevent crime;

House bill No. 477 (File No. 177), entitled

A bill to authorize the Kent County Agricultural Society to dispose of certain property and invest the proceeds;

House bill No. 195 (File No. 218), entitled

A bill to provide for the appointment of a State live stock sanitary commission and a State veterinarian, and to prescribe their powers and duties, and to prevent and suppress contagious and infectious diseases among the live stock of the State;

House bill No. 686 (File No. 400), entitled

A bill making an appropriation of swamp land to aid in draining the swamp lands adjacent to Dowagiac creek, in Van Buren county;

House bill No. 411 (File No. 213), entitled

A bill to amend section 48, of chapter 8, being compiler's section 875 of the compiled laws of 1871, as amended by act number 28, of the session laws of 1875, approved March 12, 1875, as amended by act number 104, of the session laws of 1881, approved April 22, 1881, the same being section 915, of the general statutes of the State of Michigan, in force, compiled and annotated by Andrew Howell, relative to the compensation of State troops;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

Senate bill No. 32 (File No. 241), entitled

A bill to establish an advisory board in the matter of pardons;

House bill No. 45 (File 20), entitled

A bill to authorize the burial of the body of any honorably discharged ex-union soldier, sailor, or marine of this State, who shall hereafter die without leaving means sufficient to defray funeral expenses;

House bill No. 679 (File No. 191), entitled

A bill to amend act No. 26, laws of 1873, "An act to prevent and punish offenders for the adulteration of milk and the products made therefrom, and to repeal an act entitled 'An act to prevent the adulteration of milk, and to prevent the traffic in unwholesome milk,' approved March 31, 1871," being section 2244 of Howell's Annotated Statutes, by adding a section thereto to stand as section 2;

House bill No. 106 (File No. 330), entitled

A bill to amend act No. 351 of the session laws of 1879, entitled "An act to prevent the sale of unsound meat or provisions in the city of Detroit," approved April 19, 1879, as amended by act No. 419 of the session laws of 1881, and to add a new section thereto to be known as section 9 of said act;

Senate bill No. 368 (File No. 240), entitled

A bill to authorize the enlisting, organization, equipping, and mustering into the State service of military companies at Menominee, Muskegon, Detroit, Jackson, and Grand Rapids, in the State of Michigan, to be attached to the regiments of State troops;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

### III.

The committee of the whole have also had under consideration the following:

House bill No. 693 (File No. 362), entitled

A bill to authorize the board of control of State swamp lands to cause the removal of jams or rafts of floodwood, and deepen the channel where necessary, in and from Newton Creek, in the township of Alpena, in the county of Alpena, and to appropriate not exceeding three sections of State swamp land to defray the cost thereof;

House bill No. 585 (File No. 289), entitled

A bill to authorize and empower the board of control of State swamp lands to lay out, open, and construct a drain or water course in the townships of Verona and Colfax, in the county of Huron, in this State, and to make an appropriation of swamp lands therefor;

Senate bill No. 311 (File No. 167), entitled

A bill to amend section 1 of an act relative to the State agency for the care of juvenile offenders, being chapter 246 of Howell's Annotated Statutes, and to add a new section thereto;

Have directed their chairman to report the same back to the Senate, with the recommendation that the three bills be laid on the table.

### IV.

The committee of the whole have also had under consideration the following:

House bill No. 302 (File No. 110), entitled

A bill to repeal act No. 11, of the session laws of 1869, approved February 19, 1869, entitled "an act relating to interests upon installments falling due upon written contracts;"

Have directed their chairman to report the same back to the Senate, with the recommendation that the further consideration of the bill be indefinitely postponed.

### V.

The committee of the whole have also had under consideration the following:

Senate bill No. 252 (File No. 168) entitled

A bill to amend sections 1, 2, 3, 5, 6, 7, 8, 9, 10, 11, 12, and 13 of chapter XII, of act No. 164, session laws of 1881, and section 4 of same chapter and act, as amended by act No. 93, laws of 1883, relating to the examination of teachers and supervision of schools; also, to amend section 3 of chapter IV, and section 2 of chapter V of act No. 164, laws of 1881, relating to duties of township clerk and county clerk concerning school reports;

Have directed their chairman to report the same back to the Senate, with

the recommendation that the bill be re-committed to the committee on education and public schools.

CHAS. AUSTIN, *Chairman*.

Report accepted and committee discharged.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Austin,

The Senate concurred in the amendments made to the second named bills, and the same were placed on the order of third reading of bills.

On motion of Mr. Austin,

The Senate concurred in the recommendation of the committee regarding the third named bills, and the same were laid on the table.

On motion of Mr. Austin,

The Senate concurred in the recommendation of the committee regarding the fourth named bill, and the further consideration of the bill was indefinitely postponed.

On motion of Mr. Austin,

The Senate concurred in the recommendation of the committee regarding the fifth named bill, and the same was recommitted to committee on education and public schools.

The President called the President *pro tem.* to the chair.

The Senate returned to the order of

#### MESSAGES FROM THE HOUSE.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 4, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:  
House bill No. 241 (File No. 409), entitled

A bill to amend sections 40, 44, and 48 of an act entitled "An act to provide for holding general and special elections," approved June 27, 1851, being sections 71, 75, and 79 of the compiled laws of 1871;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on election laws.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 4, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill entitled:

Senate bill No. 155 (File No. 129), entitled

A bill to provide for the punishment of public officers, their servants and agents, who knowingly and unlawfully appropriate to their own use, or to the use of others, the money or property committed to their care;

And to inform the Senate that the House has amended the same as follows:

Amend section 1 by striking out all after the word "years" in lines 6 and 7;

In the passage of which as thus amended the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Pulver moved that the Senate concur in the amendments made to the bill by the House;

Which motion did not prevail, by yeas and nays as follows:

YEAS.

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NAYS.

Mr. Austin,	Mr. Heisterman,	Mr. Kempf,	Mr. Smith, G. A.,
Carveth,	Henry,	Monroe,	Spencer,
Davis,	Hertzler,	Moon,	Stephenson,
Edwards,	Hubbell,	Phelps,	Woodruff,
Francis,	Hueston,	Pulver,	President
Greiner,			<i>pro tem.,</i> 31

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 4, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 139 (File No. 175), entitled

A bill to establish a State House of Correction and a branch of the State Prison in the Upper Peninsula, and to provide for the location and erection thereof, and making an appropriation therefor,

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 4, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to re-transmit the following concurrent resolution:

*Resolved* (the Senate concurring), That from and after Wednesday, June 17, 1885, the two branches of this Legislature will transact no other business than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the Journals by the Secretary of the Senate and the Clerk of the House, and the time of final adjournment of this Legislature shall be Saturday, June 20, at 12 M., on that day;

Which the Senate as shown by message of this date had amended so as to read as follows:

*Resolved* (the Senate concurring), That from and after Saturday, June 13,

1885, the two branches of this Legislature will transact no other business than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the Journals by the Secretary of the Senate and the Clerk of the House, and the time of final adjournment of this Legislature shall be Wednesday, June 17, at 12 M. on that day;

Now to inform the Senate that in said amendments the House non-concurs.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The question being shall the Senate recede or insist,

On motion of Mr. Brown,

The concurrent resolution was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 4, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 608 (File No. 422), entitled

A bill making an appropriation of State swamp lands to aid the county of Ingham to drain and reclaim certain swamp and overflowed lands by opening and deepening the outlet of Hewes and Ewers lakes, and to authorize a tax to complete the same, and to repeal act No. 85 of the session laws of 1881, entitled "An act to authorize the board of control of State swamp lands to make an appropriation of swamp land to drain and reclaim certain swamp and overflowed lands in Ingham and Bunkerhill townships, Ingham county, by opening and deepening the natural outlet of Hewes and Ewers lakes," approved April 12, 1881;

Which has passed the House by a two-thirds majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Henry moved to take from the table

House bill No. 693 (File No. 362), entitled

A bill to authorize the Board of Control of State swamp lands to cause the removal of jams or rafts of flood wood and deepen the channel where necessary in and from the Newton creek in the township of Alpena, in the county of Alpena, and to appropriate not exceeding three sections of State swamp land to defray the cost thereof;

Which motion prevailed.

On motion of Mr. Henry,

The bill was placed on the order of third reading.

Mr. Carveth moved that

House bill No. 59 (File No. 14), entitled

A bill to equalize State bounties to volunteers in the late war of the rebellion,

Be made a special order for Saturday, June 6, at 10 o'clock A. M., together with the following proposed amendments:

1. Amend section 1 by striking out in line 11 all after the words *bounty of* up to and including the word *provided* in line 16, and insert the following:

"Computed at the rate of three dollars for each and every month actually served, but not to exceed in all the sum of one hundred dollars, and deducting therefrom all other bounties heretofore paid to him by this State: *Provided*, that no substitute shall be entitled to any bounty under the provisions of this act: *And provided further*;"

2. Amend section 1, in line 20, by striking out the word "section" and inserting the following: "Act, the same shall be reckoned from the date of his enlistment, and;"

3. Amend section 2, in line 38, by inserting the following words after the word "The:" "time he actually served and the;"

4. Amend section 5 by inserting in line 2, after the word "treasurer," the following: "Payable to the order of the person entitled thereto, and the State Treasurer shall transmit the amount thereof by mail, in the manner herein-after provided;"

5. Amend section 5 by adding, in line 7, after the word "person," the following: "And every assignment or transfer of such voucher, or of the bounty herein provided for, or of any interest therein, shall be absolutely void, and all money payable under the provisions of this act shall be transmitted by mail in a draft or check, payable to the order of the person entitled to the same;"

6. Amend the bill by adding the following section:

"SEC. 8. To enable the Quartermaster General to carry into effect the provisions of this act, he is hereby authorized to employ one clerk at a salary of one thousand dollars per annum, and until the examination of claims is perfected he is also authorized to employ, in his discretion, an additional clerk at a salary of not to exceed nine hundred dollars per annum, which salaries shall be paid by the State Treasurer out of the general fund, upon the certificate of the Quartermaster General, which certificate shall be audited by the Auditor General;

Which motion did not prevail.

Mr. Pulver moved that

House bill No. 59 (File No. 14), entitled

A bill to equalize State bounties to volunteers in the late war of the rebellion,

Be made the special order for Wednesday, June 10, at 10 o'clock A. M.

Mr. Pulver called for the yeas and nays.

The motion did not prevail by yeas and nays as follows:

#### YEAS.

Mr. Austin,  
Brown,

Mr. Carveth,  
Davis,

Mr. Moon,  
Phelps,

Mr. Pulver,  
Smith, S. W., 8

#### NAYS.

Mr. Francis,  
Greiner,  
Heisterman,  
Henry,

Mr. Hubbell,  
Hueston,  
Kempf,

Mr. Manwaring,  
Monroe,  
Smith, G. A.,

Mr. Spencer,  
Stephenson,  
President

*pro tem.*, 13

## THIRD READING OF BILLS.

Pending third reading of

House bill No. 83 (File No. 256), entitled

A bill to define the qualifications of deputy sheriffs and under sheriffs to be hereafter appointed in this State,

On motion of Mr. Hubbell,

The bill was laid on the table.

House bill No. 109 (File No. 64), entitled

A bill to provide for the adjudication and payment of certain claims for State bounties due to Michigan soldiers and supposed to have been paid by the State upon forged or fraudulent vouchers,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Greiner,	Mr. Kempf,	Mr. Smith, S. W.,
Brown,	Heisterman,	Manwaring,	Spencer,
Carveth,	Henry.	Monroe,	Stephenson,
Davis,	Hertzler,	Moon,	Woodruff,
Edwards,	Hubbell,	Pulver,	President
Francis,	Hueston,	Smith, G. A.,	<i>pro tem.</i> , 23

## NAYS.

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Title agreed to.

House bill No. 245 (File No. 261), entitled

A bill to amend section 15 of chapter 123 of the revised statutes of 1846, as subsequently amended, being compiler's section 6709 of the compiled laws of 1871, being section 8298 of Howell's Annotated Statutes, relating to summary proceedings to recover possession of land,

Was read a third time, and

On motion of Mr. Pulver,

The further consideration of the bill was indefinitely postponed.

On motion of Mr. G. A. Smith,

The Senate adjourned.

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*Lansing, Friday, June 5, 1885.*

The Senate met and was called to order by the President at 9 o'clock A. M.

Prayer by the Rev. Mr. Thompson.

Roll called: a quorum present.

## PETITIONS.

No. 767. By Mr. Sherwood: Petition of C. A. Morgan, and 18 others, of Cass county, for the passage of the soldiers' bounty bill.

No. 768. By Mr. Austin: Petition of J. J. Banford, and 190 others, of Calhoun county, same object.

The two petitions were referred to the committee on military affairs.

REPORTS OF STANDING COMMITTEES.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 181, entitled

A bill to amend an act entitled "An act No. 127, laws of 1879, as amended by act No. 49, laws of 1881, and further amended by act No. 20, laws of 1883, being an act to provide for the inspection of illuminating oils manufactured from petroleum or coal oils, and to repeal act No. 181 of the session laws of 1875," approved May 1st, 1875, and act No. 196 of the session laws of 1877, approved May 22, 1877,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and without recommendation as to its passage, and ask to be discharged from the further consideration of the subject.

FITCH PHELPS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hawley,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 113, entitled,

A bill to provide a uniform system of book-keeping in all State institutions,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and without recommendation as to its passage, and ask to be discharged from the further consideration of the subject.

FITCH PHELPS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hawley,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 194 (File No. 268), entitled

A bill to establish a board of building inspectors in and for the city of Detroit, and to define its powers and duties,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the accompanying substitute therefor, having the same title,

Recommending that the substitute be concurred in, and that the substitute be placed on the general order.

WM. H. FRANCIS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hawley,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was referred to the committee of the whole and placed on the general order.

By the select committee on drainage:



The select committee on drainage, to whom was referred

House bill No. 272 (File No. 414), entitled

A bill to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

EDW'D E. EDWARDS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Edwards,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Edwards,

The amendments were ordered printed in the Journal.

On motion of Mr. Edwards,

The further consideration of the bill and the proposed amendments were made a special order for Wednesday, June 10, at 10 o'clock A. M.

The following are the amendments made to the bill by the committee:

1. By substituting the following to stand as section 2 of chapter 2 of the bill:

SEC. 2. The board of supervisors of each organized county in this State shall, at their annual meeting in the year 1885, and every second year thereafter, appoint one county drain commissioner, whose term of office shall be two years, and shall begin on the first day of January following his appointment. All county drain commissioners holding office at the time this act takes effect, shall continue in office until the first day of January, 1886, and no longer. In case of a vacancy in the office of county drain commissioner occurring thirty days or more previous to a regular or special meeting of the board of supervisors, the same shall be filled within ten days, or as soon thereafter as practicable, by appointment by the county clerk and prosecuting attorney of the county, and the person so appointed shall hold his office until the next regular or special meeting of the board of supervisors, when the said board shall fill such vacancy: *Provided*, That if the board of supervisors of any county, upon a full consideration of the matter, shall deem it not advisable to appoint a county drain commissioner, the provisions of this section shall not be deemed mandatory, but such appointment may be made at any subsequent regular or special meeting of such board for any unexpired portion of the official term as fixed by this section. Every county drain commissioner shall, within ten days after his appointment, take, subscribe, and file with the county clerk the oath of office required by the constitution of this State, and shall also within the same time, execute and file with such clerk a bond to the county in the penal sum of three thousand dollars, with two or more sufficient sureties, to be approved by such clerk, conditioned upon the faithful discharge of the duties of his office. Also, by adding after the word "shall," in line 2, section 3, chapter 2, the words "except as provided in the last preceding section."

2. By substituting the following to stand as section 4 of chapter 2:

SEC. 4. The jurisdiction of the township drain commissioner shall be limited to drains lying wholly within, or the lands to be drained by which, or which will be liable to assessment for the construction thereof, lie wholly within his township. The county drain commissioner shall have jurisdiction over all

drains or the lands to be drained by which, or which will be liable to assessment therefor, extend into more than one township in his county: *Provided*, That in any county where there is no county drain commissioner, application for any drain may be made to any township drain commissioner in which any portion of such drain, or the lands to be drained thereby, may lie, and such commissioner shall notify the commissioners of adjoining townships traversed by such drain, or in which lands may be situated that may be liable to be assessed for the construction thereof, and the commissioners of such townships shall act jointly on such application, and do all acts and things required by this act to be done by a single commissioner in the establishment and construction of drains, and in any county in which the office of county drain commissioner may have been or may be discontinued, the board of supervisors may assign the uncompleted work of such commissioner to any township drain commissioner of the same county, to be by him completed, and he shall complete the same and make the record thereof the same as the county drain commissioner should have done. Any township drain commissioner to whom the construction or care of any drain may be assigned by the board of supervisors under this section or under any other provision of this act, shall be deemed a special county drain commissioner for the purpose of such assignment.

2. By adding to section 6, chapter 2, the following: "*Provided*, That where the board of supervisors of any county shall provide the drain commissioner with an office at the county seat, the drain records shall be made and kept by such commissioner in his office."

4. By striking out, in line 1, section 8, chapter 2, the word "acknowledgments of"; also, same section, lines 4 and 5, by striking out the words "and acknowledged"; also, same section, by inserting, after the word "convey," in line 5, the words "without seal or attestation;" also, by striking out all of said section after the word "act," in line 6.

5. By adding after the word "thereof," in line 6, section 1, chapter 3, the words "and also giving a name by which the proposed drain shall be known;"

6. By substituting the following to stand as section 2 of chapter 3:

SEC. 2. When application shall be made to any township drain commissioner for the establishment of any drain, and it shall appear that such commissioner is interested in the construction of such drain by reason of such drain traversing or benefiting any of his lands, so that the same may be liable to be assessed for the construction thereof, or that he is otherwise interested therein, then such commissioner, before taking any action on such application, shall transfer such application, and all papers relating thereto, to the county drain commissioner; but if there be no county drain commissioner the township board shall appoint a special drain commissioner to whom the application shall be transferred, and such application shall be heard and determined by such county or special drain commissioner, as the case may be, and the record of any drain so established shall be made in the office of the township clerk, as in other cases. Such transfer of the application, together with all other papers pertaining to such drain, shall also be made by such township drain commissioner whenever, by reason of his neglect or refusal to act, a majority of the signers of said application shall so demand, or whenever for any cause a majority of the persons liable to be assessed for the construction of such proposed drain shall so demand. A notice in writing to transfer such application to the county drain commissioner shall be served upon such township drain commissioner, and a copy of said notice shall at the same time be also served upon said county drain commissioner: *Provided*, That in cases where the township drain commis-

sioner has taken action in the premises such notice shall be served at any time before the expiration of the twenty days allowed to expire after he has made his order of determination for the establishment of the drain, as provided in the next following section: *And provided further*, That if there be no county drain commissioner a special commissioner shall be appointed by the township board as herein above provided.

7. By substituting the following, to stand as section 3 of chapter 3:

SEC. 3. Upon the filing of such application, the commissioner authorized to act thereon shall, as soon as practicable thereafter, proceed to personally examine the route of the proposed drain, and if, in his opinion, it is necessary and conducive to the public health, convenience, or welfare, that the application should be granted, he shall, as a means of determining the practicability thereof, make a survey and measurement of the line of the proposed drain, or cause the same to be made by a competent surveyor. If upon such survey, he shall find such drain to be practicable, he shall make his order of determination in writing in accordance therewith, and shall establish the commencement, route, and terminus of said drain, and the width, length, and depth thereof, and shall set survey or grade stakes, not more than ten rods apart. For such purpose he shall have the right to enter upon any lands traversed by the route of the proposed drain, or otherwise connected with the purpose of the proceeding. In locating such drain the commissioner shall not be limited or confined to the precise starting point, route, or terminus set forth in the application. The record or minutes of the survey shall show the line and route of the drain, and the width of surface excavation that will be required in its construction, and shall also show by tracing on either side, and by words or letters and figures, the width of ground that will be required for the deposition of earth, and every release of right of way shall be deemed to include the extreme width thus shown. As a guide to the commissioner in making or reviewing the assessment of benefits, and to the township board in case of appeal as hereinafter provided, the survey shall also show, by map or plat, the lands to be drained, and the number of acres that will be drained on each piece or parcel of land, giving the description of each entire piece or parcel as it is entered in the township assessment roll, or described in the title deeds of the owner or owners, and any piece or parcel of land so described shall be deemed the land benefited, by reason of its entirety, by the drainage of any land forming a part of such described piece or parcel.

8. By substituting the following for section 5 of chapter 3:

SEC. 5. If within twenty days after the making of such order of determination, as provided in section 4 of this chapter, all the persons through whose lands the proposed drain is to pass shall not have executed a release of right of way and all damages on account thereof, the commissioner shall, as soon as practicable, make application to the probate court of the county in which such lands are situated, for the appointment of three special commissioners, who shall be resident freeholders of the county, to determine the necessity for such drain, and for the taking of private property for the use and benefit of the public for the purpose thereof, and the just compensation to be made therefor. Such application shall be in writing and shall set forth:

*First*, The fact that an application for a drain was made, and when, describing the drain by its name, and also giving the route and dimensions thereof, according to the application and survey;

*Second*, That an order determining the necessity for the drain was made by the commissioner, giving the time when the order was made;

*Third*, The names of the persons, if known, who have not released right of way and damages, the description or descriptions of land owned by each such person that will be affected by the drain, and the descriptions of land owned by non-resident or unknown persons, and the fact that they have each and all neglected or refused to execute release of right of way and damages.

9. By striking out in section six, of chapter 3, the words "he shall find" in line 2. Also by inserting the words "be found to be" after the word "proceedings" in line 3. Also by striking out the word "he" in said line 3, and inserting in lieu thereof the words "such court." Also by striking out the word "he" in line 5 of said section, and inserting in lieu thereof the words "the court." Also by striking out the word "the" where the same last occurs in line 6 of said section.

10. By substituting the following for section 7 of chapter 3:

SEC. 7. The citation shall recite so much of the premises as will show jurisdiction, and in the case of resident owners, shall be addressed to such owners by name; in the case of non-resident owners, it shall be addressed to the owner or owners of the several descriptions of land involved. It shall describe the drain by its name, and its commencement, terminus, and general course, and shall set forth that lands owned by the persons to whom it is addressed will be crossed by such drain, or will be subject to assessment for its construction, and that a description and survey of such drain is on file with the court issuing the citation. Such citation shall be personally served by the commissioner, or some other competent person, upon every person whose lands are traversed by such drain, or who will be liable to assessment for benefits for the construction thereof and who has not released the right of way and all damages on account thereof, and who is known and resides within the township or townships in which any such lands are situated, by delivering to him a copy thereof, or by leaving the same at his residence with some person of suitable age and discretion, who shall be informed of its contents. In all cases of personal service at least ten days shall intervene between the day of service and the day of hearing, and the court issuing such citation shall require proof of such service by affidavit, showing the time, place, and manner of such service. Citations shall be served upon townships by leaving a copy thereof with the supervisor, or at his residence; upon cities, by leaving a copy thereof with the mayor or clerk; upon the State, by leaving a copy thereof with the prosecuting attorney of the county in which such lands are situated; upon railroad companies by leaving a copy thereof with the agent of any ticket or freight office of the company operating such railroad; and upon other private corporations, by serving the same upon the officer or person designated by law in cases of civil process. If any lands involved be non-resident, a copy of the citation so far as it effects such lands shall be published in some newspaper published and circulating in the county in which such lands are located, for at least two weeks previous to the day of hearing, which publication shall be deemed to be sufficient notice to all non-resident parties interested in such drain. The first publication of such notice shall be at least fourteen full days before the day of hearing, and proof of its publication shall be made as above provided in case of personal service.

11. By striking out the words "or judge" where they occur in lines 5, 6, 13, 18, 20, and 24 of section 8, chapter 3, and in lines 1 and 10 in section 9 of said chapter. Also by striking out the word "he" in line 2 of said section 9 and inserting in lieu thereof the words "such court," and by striking out

the word "his" in line 3 of said section 9 and inserting in lieu thereof the word "the."

12. By striking out all after the word "drain" where it first occurs in line 10, section 8, chapter 3, to and including the word "attend" in line 12, and inserting in lieu thereof the following: "such court shall, immediately upon the appointment of such commissioners, and with the concurrence of the drain commissioner, appoint a time and place (such time to be not less than five nor more than fifteen days thereafter), at which such special commissioners shall meet the drain commissioner and other parties in interest to consider of the matters and things with respect to which they have been appointed, and said court shall make public announcement thereof, and thereupon the proceeding shall be deemed a continuing proceeding, and no further notice of the time and place of hearing shall be required, and such appointment and announcement shall be made a part of the record in the case."

13. By striking out the words "judge of probate" in line 8, section 10, chapter 3, and inserting in lieu thereof the words "probate court."

14. By striking out the word "for" in line 3, section 13, chapter 3.

15. By striking out the words "the right of way" in line 1, section 1, chapter 4, and inserting in lieu thereof the words "right of way and damages;" also by striking out of line 2 of said section the words "or the order of the probate court;" also by striking out of lines 3 and 4 of said section the words "and shall give the same a name by which it shall be known and recorded;"

16. Also by striking out all of said section 1 after the word "county" in line 9, and inserting in lieu thereof the following: "Such notice shall also state that at the time of such letting, or at such other times or places as the commissioner may designate (which time may be before or after such letting), the assessment of benefits will be subject to review. On such review the commissioner of highways of any township may appear on behalf of such township. At such review the commissioner shall hear the proofs and allegations of all parties in interest, and shall carefully reconsider and review his assessment of benefits and equalize the same as may seem just and equitable;"

17. By inserting after the word "payment" in line 13, section 3, chapter 4, the words "exceeding two-thirds of the amount equitably earned on any contract;"

18. By striking out all after the word "residence" in line 13, section 4, chapter 4, and inserting in lieu thereof the following: "With some person of suitable age and discretion, who shall be informed of its contents, if such contractor have a known residence within the county;"

19. By striking out section 2 of chapter 4, and renumbering the remaining sections of the chapter.

20. By substituting the following for section 1 of chapter 5:

SECTION 1. Upon the establishment of any drain, the commissioner shall make a list describing each piece or parcel of land that will be benefited by the drain within the meaning of section 3 of chapter 3 of this act, but omitting from such list the number of acres to be drained on any tract. He shall then assess the benefits that will accrue to each such piece or parcel of land, which assessment shall be the full benefit which, in the judgment of the commissioner, in view of the amount of land to be drained on each piece or parcel as shown by the survey, will accrue to each piece or parcel by reason of drainage, and he shall carry out the amount of such assessment in dollars and cents against each description on the list, leaving a blank column for the assessment of the cost of construction when the same shall have been ascertained, which

list and assessment, after it shall have been reviewed and confirmed by the commissioner or by the township board upon appeal, shall be the basis for assessing the cost of construction of such drain, and for all future assessments, including cost of repairs and clearing out, when the same may become necessary. He shall also apportion the per cent of the cost of construction of such drain which any township traversed thereby shall be liable to pay by reason of the benefit to the public health, convenience or welfare, or as the means of improving any highway.

21. By striking out the words "a per cent for benefit" in line 1, section 2, chapter 5.

22. Also by striking out in line 3 of said section the words "the preceding section," and inserting in lieu thereof the words, "section 1 of chapter 4 of this act."

23. By striking out all after the word "to" in line 1, section 5, chapter 5, to and including the word "appeals" in line 3, and inserting in lieu thereof the words "review the assessments made by the commissioner, and to hear the proofs and allegations of the parties. The minutes of the survey, as required by section 3 of chapter 3 of this act to be made, shall be present at such review, and shall be consulted by said township board for their information in considering the matter before them, or they may proceed to view the premises or any part thereof involved in the proceeding."

24. By striking out so much of section 7, chapter 5, as follows the word "made" in line 2, and inserting in lieu thereof the words, "according to the provisions of section three, of chapter three, of this act."

25. By striking out of line 4, section 9, chapter 5, the words, "and on the same percentag ."

26. By striking out so much of section 1 of chapter 6 as follows the word, "drain," where it first occurs in line 9.

27. By substituting the following to stand as section 2 of chapter 6 :

SEC. 2. The cost of construction of the drain having been ascertained as by the last preceding section, the commissioner shall deduct therefrom the proportion of such cost which it may have been determined shall be borne by any township or city, from sanitary or other considerations. He shall then take the list which by section one of chapter five of this act he is required to make, showing the assessment of benefits as the same may have been made by him or fixed by the township board on appeal, and shall assess and apportion the balance of the cost of construction upon the lands benefited by the drain, according to the total assessed benefits upon each parcel of land, extending the same on said list in a column opposite and corresponding to the column of benefits. He shall forthwith file a copy of the list so made out and extended with the township clerk of any township, or the city clerk of any city, in which any lands described in such list may be situated, with his certificate that the sums so stated are assessable against the several descriptions of land to which they refer, and that said sums are to be assessed against such lands for the cost of the construction of the drain, describing it by its name. He shall also, in the same certificate, state what amount, if any, of the cost of construction of the drain is to be assessed upon the township or city at large from sanitary or other considerations. If the list involve lands lying in more than one township or city, the copies thereof above required to be made shall include only the lands within the limits of each township or city respectively.

28. By substituting the following to stand as section 3 of chapter 6 :

**SEC. 3.** The township or city clerk receiving such list and certificate shall, on or before the second Monday of October following its receipt, serve a copy thereof upon the supervisor, and the supervisor shall report the same to the county clerk, to be by him laid before the board of supervisors, pursuant to the provisions of section 23 of the general tax law, so called, and the board of supervisors shall order taxes to be levied in accordance with such list or statement, pursuant to the provisions of section 24 of said general tax law.

29. By striking out the words "spread on his roll," in line 1, section 4, chapter 6, and inserting in lieu thereof the word "add." Also, by striking out line 3, and the first three words of line 4, in said section, and inserting in lieu thereof the following: "The gross sum to be levied and raised for township purposes for the year."

30. By substituting the following to stand as section 5 of chapter 6:

**SEC. 5.** The supervisor shall, at the time of delivery of his roll to the treasurer, also furnish him with a statement of the amount assessed upon the township at large for each particular drain, naming the drain. The township treasurer shall, on or before the first day of February following the receipt of his roll, credit up to each drain fund the amount of the tax so levied in its behalf; or if it be a county drain, he shall return the amount thereof to the county treasurer.

31. By adding the following proviso to section 7 of chapter 6:

"*Provided*, That if any person whose lands are assessed for drain taxes shall pay to the collecting officer one-half or any greater proportion of such taxes as first assessed, the balance of such taxes may, at the request of such person, stand over and be re-assessed and collected the next year, and in such case the unpaid portion shall draw ten per cent interest until paid; *And provided further*, That all contracts for construction entered into pursuant to section three, chapter four of this act, shall contain a stipulation that any portion of the contract price that may remain unpaid from the first year's tax levy shall draw interest at the rate of ten per cent until the first day of February of the succeeding year."

32. By adding after the word "completed," line 2, section 13, chapter 6, the words, "or partly constructed." Also, by adding after the word "re-lay," line 4, same section, the words, "and complete." Also, by adding after the word "re-laying," line 6, same section, the words, "and completing." Also by adding after the word "out," line 12, same section, the words, "and wholly or partly constructed."

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill 574 (File No. 284) entitled

A bill to amend an act to incorporate the city of Owosso, approved Feb. 15, 1859, and acts amendatory thereof, and to repeal sections 29, 196, and 197 of said act,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

W. H. FRANCOIS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Pulver,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Pulver,

The rules were suspended and the bill was placed on its immediate passage.

It was read a third time and pending the taking of the vote thereon,

By unanimous consent, Mr. Pulver moved to amend the bill as follows:

By striking out of section 1, line 5, the word "thirteen;"

Which motion prevailed and the bill was so amended.

By unanimous consent Mr. Pulver moved to further amend the bill as follows:

1. By striking section 13, as follows:

"SEC. 13. The supervisor and aldermen of each ward shall constitute the board of inspectors of elections, and such one of their number as they shall appoint shall be their chairman. Said board shall also appoint two competent persons to be clerks of elections; each of said persons so appointed shall take the constitutional oath of office to be administered by inspector of said board, who are hereby authorized to administer the same;"

2. By striking out the following: "Otherwise he may vote in the ward from which he removed: *Provided*. He shall have resided in such ward ten days prior to such removal;"

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

#### YEAS.

Mr. Austin,	Mr. Francis,	Mr. Kempf,	Mr. Pulver,
Belknap,	Greiner,	Manwaring,	Sherwood,
Brown,	Hawley,	Monroe,	Smith, G. A.,
Curtiss,	Heisterman,	Moon,	Smith, S. W.,
Davis,	Henry,	Pennell,	Spencer,
Edwards,	Hueston,	Phelps,	Stephenson, 24

#### NAYS.

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Title agreed to.

On motion of Mr. Pulver,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

#### MESSAGES FROM THE GOVERNOR.

The President also announced the following:

EXECUTIVE OFFICE,  
Lansing, Mich., June 4, 1885. }

*To the Senate:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

[Senate bill No. 274, File No. 107, being]

An act to incorporate the village of Tawas City in the township of Tawas, Iosco county and State of Michigan.

RUSSELL A. ALGER, Governor.

The message was laid on the table.

The President also announced the following:



HOUSE OF REPRESENTATIVES, }  
Lansing, June 5, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

*Resolved* (the Senate concurring), That from and after Thursday, June 18, 1885, the two branches of this Legislature will transact no other business than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the Journals by the Secretary of the Senate and the Clerk of the House, and the time of final adjournment of this Legislature shall be Monday, June 22, at 12 M., on that day;

Which has passed the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

On motion of Mr. Hubbell,

The concurrent resolution was laid on the table.

Mr. Brown moved to take from the table the following concurrent resolution:

*Resolved* (the Senate concurring), That from and after Wednesday, June 17, 1885, the two branches of this Legislature will transact no other business than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the Journal by the Secretary of the Senate and the Clerk of the House, and the time of final adjournment of this Legislature shall be Saturday, June 20, at 12 M. on that day;

Which the Senate amended so as to read as follows, and in which amendment the House non-concurred:

*Resolved*, (the Senate concurring), That from, and after Saturday, June 13, 1885, the two branches of this Legislature will transact no other business than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the Journals by the Secretary of the Senate and the Clerk of the House, and the time of final adjournment of this Legislature shall be Wednesday, June 17, at 12 M. that day;

Which motion prevailed.

The question being shall the Senate recede or insist,

On motion of Mr. Brown,

The Senate receded from its amendment to the House concurrent resolution.

On motion of Mr. Brown,

The Senate concurred in the adoption of the concurrent resolution.

Mr. Sherwood moved to take from the table

House bill No. 120 (File No. 51); entitled

A bill to amend section 3, chapter 194, Compiled Laws of 1871, relative to the State Agricultural College, being section 4979 of Howell's Annotated Statutes of Michigan;

Which motion prevailed.

On motion of Mr. Sherwood,

The bill was placed on the order of third reading.

Mr. Austin moved to take from the table

House bill No. 494 (File No. 232), entitled

A bill to provide for the taxation of railway or railroad companies organized and existing under any special act or acts of incorporation or consolidation, or which have heretofore been taxed under any special act or acts, and to repeal all acts or parts of acts inconsistent with the provisions of this act;

Which motion prevailed.

On motion of Mr. Austin,

The bill was placed on the general order and referred to the committee of the whole.

Mr. Hawley moved to take from the table

House bill No. 83 (File No. 256), entitled

A bill to define the qualifications of deputy sheriffs and under sheriffs to be hereafter appointed in this State.

Mr. Hubbell called for the yeas and nays.

Mr. Henry moved the previous question;

Which was demanded by a majority of the Senators.

The question being, shall the main question be now put,

The same was ordered.

The motion to take the bill from the table then prevailed, by yeas and nays, as follows:

#### YEAS.

Mr. Oline,	Mr. Greiner,	Mr. Hueston,	Mr. Pulver,	
Curtiss,	Hawley,	Manwaring,	Sherwood,	
Davenport,	Heisterman,	Moon,	Shoemaker,	
Davis,	Henry,	Pennell,		15

#### NAYS.

Mr. Austin,	Mr. Edwards,	Mr. Kempf,	Mr. Smith, G. A.,	
Belknap,	Francis,	Monroe,	Spencer,	
Brown,	Hubbell,	Phelps,	Stephenson,	
Carveth,				13

Mr. Hawley moved a call of the Senate.

Mr. Hawley called for the yeas and nays.

The motion then prevailed, by yeas and nays, as follows:

#### YEAS.

Mr. Belknap,	Mr. Edwards,	Mr. Hertzler,	Mr. Moon,	
Brown,	Francis,	Hubbell,	Sherwood,	
Carveth,	Greiner,	Hueston,	Shoemaker,	
Curtiss,	Hawley,	Kempf,	Smith, S. W.,	
Davenport,	Heisterman,	Manwaring,	Stephenson,	
Davis,				21

#### NAYS.

Mr. Austin,	Mr. Monroe,	Mr. Pulver,	Mr. Spencer,	
Oline,	Pennell,	Smith, G. A.,	Woodruff,	
Henry,	Phelps,			10

On motion of Mr. Hawley,

All further proceedings under the call were dispensed with.

The President *pro tem.* took the chair.

The bill was read a third time, and pending the taking of the vote thereon, Mr. Edwards moved that he be allowed to amend the bill;  
Which motion prevailed.

Mr. Edwards moved to amend the bill as follows:

By adding to section 1 the following: "Except in cases of riot or when the public peace is suddenly and greatly endangered."

Mr. Stephenson moved to amend the amendment by adding the following: "Provided further, that Pinkerton's police shall not be employed for that purpose."

Mr. Hawley called for the yeas and nays.

The amendment to the amendment was not adopted, by yeas and nays as follows:

## YEAS.

Mr. Austin,	Mr. Francis,	Mr. Phelps,	Mr. Stephenson,
Brown,	Hubbell,	Smith, G. A.,	Woodruff,
Carveth,	Kempf,	Smith, S. W.,	President
Edwards,	Monroe,	Spencer,	<i>pro tem.</i> , 15

## NAYS.

Mr. Cline,	Mr. Greiner,	Mr. Hueston,	Mr. Pulver,
Curtiss,	Hawley,	Manwaring,	Sherwood,
Davenport,	Heisterman,	Moon,	Shoemaker,
Davis,	Henry,	Pennell,	15

The question being on the adoption of the amendment,

Mr. Hawley called for the yeas and nays.

The amendment was not adopted, by yeas and nays, as follows:!

## YEAS.

Mr. Austin,	Mr. Francis,	Mr. Phelps,	Mr. Stephenson,
Brown,	Hubbell,	Smith, G. A.,	Woodruff,
Carveth,	Kempf,	Smith, S. W.,	President
Edwards,	Monroe,	Spencer,	<i>pro tem.</i> , 15

## NAYS.

Mr. Cline,	Mr. Greiner,	Mr. Hueston,	Mr. Pulver,
Curtiss,	Hawley,	Manwaring,	Sherwood,
Davenport,	Heisterman,	Moon,	Shoemaker,
Davis,	Henry,	Pennell,	15

The question being on the passage of the bill,

Mr. Phelps moved the previous question.

Which was demanded by a majority of the Senators.

The question being, shall the main question be now put,

The same was ordered.

The bill having been read a third time, and the question being upon its passage,

It was then not passed, a majority of all the Senators elect not voting therefor by yeas and nays, as follows:

## YEAS.

Mr. Cline,	Mr. Greiner,	Mr. Hueston,	Mr. Pulver,
Curtiss,	Hawley,	Manwaring,	Sherwood,
Davenport,	Heisterman,	Moon,	Shoemaker,
Davis,	Henry,	Pennell,	Woodruff, 16

## NAYS.

Mr. Austin, Brown, Carveth, Edwards,	Mr. Francis, Hubbell, Kempf,	Mr. Monroe, Phelps, Smith, G. A.,	Mr. Spencer, Stephenson, President <i>pro tem</i> , 13
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Mr. Hawley moved to reconsider the vote by which the Senate refused to pass the bill;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Hawley,

The bill was laid on the table.

Mr. Francis moved to take from the table

Senate joint resolution No. 23 (File No. 21), entitled

Joint resolution authorizing and directing the Auditor General to place to the credit of the county of Manitou the sum of \$1,500;

Which motion prevailed.

The joint resolution was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Manwaring moved to amend the joint resolution as follows:

By adding to the resolution the words "Provided that the same shall be found justly and equitably due."

Mr. Cline called for the yeas and nays.

The amendment did not prevail, by yeas and nays, as follows:

## YEAS.

Mr. Cline, Davenport,	Mr. Greiner, Kempf,	Mr. Manwaring, Moon,	Mr. Pulver,	7
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## NAYS.

Mr. Austin, Brown, Carveth, Curtiss, Edwards,	Mr. Francis, Heisterman, Henry, Hertzler, Hubbell,	Mr. Hueston, Monroe, Phelps, Sherwood, Smith, S. W.,	Mr. Spencer, Stephenson, Woodruff, President <i>pro tem</i> ., 19
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The President resumed the chair.

The joint resolution having been read a third time, and the question being upon its passage,

It was passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin, Belknap, Brown, Carveth, Curtiss, Davenport,	Mr. Davis, Edwards, Francis, Heisterman, Henry, Hertzler,	Mr. Hueston, Kempf, Monroe, Moon, Phelps, Pulver,	Mr. Sherwood, Smith, G. A., Smith, S. W., Spencer, Stephenson, Woodruff, 24
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## NAYS.

Mr. Cline,	Mr. Greiner,	Mr. Manwaring,	3
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The question being on agreeing to the title,

Mr. Francis moved to amend the title so as to read as follows:

Joint resolution authorizing and directing the Auditor General to place to

the credit of the county of Manitou the sum of six hundred and ninety-one dollars and eighty-eight cents;

Which motion prevailed.

The title as amended and preamble were then agreed to.

On motion of Mr. Francis,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

Mr. Belknap moved to take from the table

Senate bill No. 315, entitled

A bill to amend act 190 of the session laws of 1883, entitled "An act to provide for the location, erection, organization, and management of an asylum for insane criminals;"

Which motion prevailed.

On motion of Mr. Belknap,

The bill was referred to the committees on State house of correction and appropriations and finance jointly.

Mr. Monroe moved that the committee of the whole be discharged from the further consideration of

House bill No. 143 (File No. 104), entitled

A bill to amend section 4 of act No. 171, session laws of 1873, the same being compiler's section 9897, section 4, chapter 346, Howell's Annotated Statutes, relating to a State agency for the care of juvenile offenders;

Which motion prevailed.

On motion of Mr. Monroe,

The bill was referred to the committee on State affairs.

Mr. Henry moved that the committee of the whole be discharged from the further consideration of

House bill No. 531 (File No. 405), entitled,

A bill to create a commission of toll roads and toll bridges, being supplemental to chapter 96 of Howell's General Statutes, compilation of 1882, and to amend section 40 of said chapter 96;

Which motion prevailed.

Mr. Pulver moved that the further consideration of the bill be indefinitely postponed;

Which motion did not prevail.

On motion of Mr. Pulver,

The bill was laid on the table.

### THIRD READING OF BILLS.

House bill No. 437 (File No. 334) entitled

A bill to amend section number 13 of chapter 286 of Howell's Annotated Statutes, being compiler's section number 8296, relative to summary proceedings to recover the possession of land in other cases,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Austin,	Mr. Hawley,	Mr. Manwaring,	Mr. Pulver,
Cline,	Heisterman,	Monroe,	Smith, G. A.,
Curtiss,	Hertzler,	Moon,	Smith, S. W.,
Greiner,	Hubbell,	Phelps,	Stephenson, 16

## NAYS.

Mr. Davenport, Mr. Edwards, Mr. Hueston, Mr. Kempf, 4  
 Mr. Hubbell moved to reconsider the vote by which the Senate refused to pass the bill.

Mr. Kempf moved to lay the motion on the table.

Which motion did not prevail.

The motion to reconsider then prevailed.

The question being on the passage of the bill,

On motion of Mr. Hubbell,

The bill was laid on the table.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 139 (File No. 175), entitled

A bill to establish a State House of Correction and a branch of the State Prison in the Upper Peninsula, and to provide for the location and erection thereof, and making an appropriation therefor.

J. W. BELKNAP, *Chairman.*

Report accepted.

On motion of Mr. Pulver,

The Senate took a recess until 2 o'clock P. M.

## AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

The Senate resumed the order of

## THIRD READING OF BILLS.

House bill No. 356 (File No. 212), entitled

A bill to authorize the county of Bay to buy and maintain or build a bridge across the Saginaw river,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Hertzler,	Mr. Pennell,
Belknap,	Davis,	Hueston,	Sherwood,
Brown,	Edwards,	Kempf,	Smith, G. A.,
Carveth,	Francis,	Manwaring,	Spencer,
Cline,	Greiner,	Monroe,	Stephenson,
Curtiss,	Heisterman,	Moon,	Woodruff, 24

## NAYS.

Mr. Phelps,

3

Title agreed to.

Senate bill No. 226 (File No. 237), entitled

A bill to amend sections 13, 15, and 17 of Article 4 of act No. 198 of the

session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State, and the several acts amendatory thereof," and to add two new sections thereto to stand as sections 22 and 23, for the prevention of trespassing on railroad tracks and providing penalties for violations of subdivision fifth, section 9, of Article 2 of said act No. 198, session laws of 1871;

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Manwaring,	Mr. Smith, G. A.,
Brown,	Greiner,	Monroe,	Smith, S. W.,
Carveth,	Hueston,	Moon,	Spencer,
Davis,	Kempf,	Pennell,	15

## NAYS.

Mr. Belknap,	Mr. Heisterman,	Mr. Hubbell,	Mr. Sherwood,
Davenport,	Henry,	Phelps,	Woodruff,
Francis,			9

By unanimous consent the following report was received:

By the committees on State house of correction and appropriations and finance:

The committees on State house of correction and appropriations and finance to whom was jointly referred

Senate bill No. 315, entitled

A bill to amend act 190 of the session laws of 1883, entitled "An act to provide for the location, erection, organization, and management of an asylum for insane criminals,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to provide boilers and steam-heating for the asylum for insane criminals,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

GEO. A. SMITH,

*Chairman Committees on State House of Correction and Appropriations and Finance.*

Report accepted and committees discharged.

On motion of Mr. G. A. Smith,

The Senate concurred in the adoption of the substitute reported for the bill by the committees.

On motion of Mr. G. A. Smith,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Francis,	Mr. Hueston,	Mr. Sherwood,
Belknap,	Greiner,	Kempf,	Smith, G. A.,
Brown,	Heisterman,	Manwaring,	Smith, S. W.,

Mr. Carveth,  
Curtiss,  
Davenport,  
Davis,

Mr. Henry,  
Hertzier,  
Hubbell,

Mr. Monroe,  
Moon,  
Phelps,

Mr. Spencer,  
Stephenson,  
Woodruff,

25

0

## NAYS.

Title agreed to.

On motion of Mr. G. A. Smith,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred Senate bill No. (240 File No. 69), entitled

A bill to amend sections 1 to 13 inclusive and to repeal sections 14 to 20, inclusive of chapter 1 of act No. 164, session laws of 1881, section 8 of said chapter being as amended by act No. 82, session laws of 1893; also to amend sections 1 to 20 inclusive, and to repeal sections 21 to 25 inclusive, of chapter 3 of act No. 164, session laws of 1881, section 15 of said chapter being as amended by act No. 93, session laws of 1883; also to amend sections 1 to 14 inclusive, and to repeal sections 15 to 22 inclusive, of chapter 4 of act No. 164, session laws of 1881, section 1 of said chapter being as amended by act No. 9 session laws of 1883; also to amend sections 1 to 4 inclusive of chapter 10 of act No. 164, session laws of 1881, section 1 of said chapter being as amended by act No. 28, session laws of 1883, and to amend section 5 of said chapter 10, as enacted by act No. 53, session laws of 1883, and to enact 10 new sections, to stand as sections 6, 7, 8, 9, 10, 11, 12, 13, 14, and 15 of said chapter 10, said act No. 164, session laws of 1881, being chapter 196 of Howell's Annotated Statutes; all of said acts, chapters, and sections relating to public instruction and primary schools,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do lie on the table, and ask to be discharged from the further consideration of the subject.

JOHN CARVETH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Carveth,

The bill was laid on the table.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 174 (File No. 340), entitled

A bill to prohibit the manufacture and sale of butterine and oleomargarine, and for the better protection of the public health,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

FITCH PHELPS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Hawley moved that leave of absence be granted to himself from 4:30 to-day until Monday:



Which motion did not prevail.

Senate bill No. 300 (File No. 90), entitled

A bill to amend section 1 of act No. 177 of the session laws of 1881, entitled "An act relative to the delivery of grain by railway companies," approved May 31, 1881,

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Kempf moved to amend the bill as follows :

1. By inserting in section 1, line 1, after the word "grain" the words "merchandise and produce."

2. By inserting in same section, same line, after the word "bulk" the words "barrels, packages."

3. By inserting in same section, line 5, after the word "weight" the words "or count."

4. By inserting in same section, line 1, after the word "transporting" the words "in car load lots ;

Which motion prevailed and the bill was so amended.

By unanimous consent, Mr. Hawley moved to further amend the bill as follows :

By adding to the end of the section the following : Nothing in this act shall prevent the making of special contracts between shippers and railway companies.

Mr. Hubbell moved the adoption of the following substitute for the amendment :

And provided further, that nothing herein contained shall be construed to prevent the correction of any errors which may occur in either weights or number of packages ;

Which motion did not prevail.

The question being on the adoption of the amendment,

The same was not adopted.

By unanimous consent, Mr. Carveth moved to amend the bill as follows :

By striking out the words "merchandise," "packages," "barrels ;"

Which motion prevailed and the bill was so amended.

The bill was then not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Brown,	Mr. Hertzler,	Mr. Monroe,	Mr. Sherwood,
Carveth,	Hueston,	Moon,	Smith, G. A.,
Edwards,	Kempf,	Pennell,	Smith, S. W.,
Greiner,	Manwaring,	Phelps,	Spencer, 16

#### NAYS.

Mr. Davenport,	Mr. Hawley,	Mr. Heisterman,	Mr. Henry,
Francis,			5

Mr. Manwaring moved to reconsider the vote by which the Senate refused to pass the bill ;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Manwaring,

The bill was laid on the table.

By the committee on State affairs :

The committee on State affairs, to whom was referred  
House bill No. 143 (File No. 104), entitled

A bill to amend sections 1, 2, 3, 4, 5, and 6, of "An act establishing a State agency for the care of juvenile offenders," approved April 29th, 1873, as amended by an act to amend section 1, of said act, approved March 19, 1875, the same being sections 9894, 9895, 9896, 9897, and 9898, of Howell's Annotated Statutes."

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

FITCH PHELPS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Phelps,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Monroe,

The bill was laid on the table.

On motion of Mr. Hubbell,

The bill as amended was ordered printed in the Journal.

The following is the bill:

House bill No. 143 (File No. 104), entitled

A BILL to amend sections 1, 2, 3, 4, and 5, of "An act establishing a State agency for the care of juvenile offenders," approved April 29, 1873, as amended by an act to amend section 1 of said act, approved March 19, 1875, the same being sections 9894, 9895, 9896, 9897, and 9898, of Howell's Annotated Statutes,

SECTION 1. *The People of the State of Michigan enact*, That sections one, two, three, four, five, and six of an act entitled "An act establishing a State agency for the care of juvenile offenders," approved April 29, 1873, as amended by act No. 27 of the laws of 1875, approved March 19, 1875, being chapter No. 46, sections 9894, 9895, 9896, 9897, 9898, and 9399 Howell's Annotated Statutes, be and the same are hereby amended so as to read as follows:

SECTION 1. The Governor may appoint, in each county of this State, an agent of the State Board of Corrections and Charities for the care of juvenile offenders and dependent children, who shall hold his office during the pleasure of the Governor, and who shall be known as the county agent for the county for which he is appointed. Before entering upon the duties of his office, and within thirty days after receiving notice of his appointment, the said agent shall take and file with the county clerk of the county for which he was appointed, the oath of office prescribed by the constitution of this State; and upon such qualification, it shall be the duty of the county clerk to immediately transmit notice thereof to the circuit judge, each justice of the peace, and all other magistrates of the county having competent jurisdiction for the trial of juvenile offenders, and also to the superintendents of State institutions which place children in families by contract, indenture, or adoption. Said agent shall receive as compensation for his services under this act, his necessary official expenses, together with the sum of three dollars in full, for his services in each case investigated, or visited, and reported on as hereinafter provided, but not exceeding three dollars for any one day's services, which shall be audited by the Board of State Auditors, and paid from the general fund; and when such services and expenses relate to the indenture, adoption, or visiting of the children

placed in families by any State institution, the accounts therefor shall be certified by the superintendent of the institution to which the children belong: *Provided*, That the sum so allowed for the services of said agent in any county except the county of Wayne, shall not, in any one year, exceed the sum of one hundred dollars, and that in the county of Wayne, the sum so allowed for such services, shall not, in any one year, exceed the sum of two hundred dollars.

SEC. 2. Whenever a complaint is made or pending against any boy under the age of sixteen years, or girl under the age of seventeen years, for the commission of any offense not punishable by law with imprisonment for life, before any court or magistrate having competent jurisdiction thereof, it shall be the duty of such court or magistrate, at once and before any further proceedings are had in the case, to give notice in writing of the pendency, to said agent, if there shall be one in said county, who shall have opportunity allowed him to investigate the charge or charges; and upon receiving such notice the agent shall immediately proceed to inquire into and make a full examination of the parentage and surroundings of the child, and of all the facts and circumstances of the case, and report the same to the court or magistrate, who shall advise and counsel with the said agent; and if upon such consultation, after full investigation and proof of the offense charged, it shall appear to the court that the public interest, and the interest of such child will be best subserved thereby, he may make an order for the return of such child to his or her parents, guardian or friends; or he may authorize said agent, under the advice and approval of the judge of probate of the county, to take such child and bind him or her out to some suitable person, until he or she shall have attained the age of twenty-one years, or for any less time, or impose a fine, or to suspend sentence for a definite or indefinite period; or if the child is found guilty of the offense charged, and appears to be willfully wayward and unmanageable, the court may cause him or her to be sent to the Reform School, Industrial Home for Girls, or to any State penal or reformatory institution authorized by law to receive such boy or girl, subject to such conditions of sex and age as are now provided by law for the reception of children in said school or institution, and in such cases the report of the agent shall be attached to the mittimus, and the child may be placed in charge of the agent to be conveyed, under his direction, to the institution, and for such services the same fees shall be allowed as are paid to sheriffs in like cases.

SEC. 3. Said agent shall visit all children resident in the county for which he is appointed which shall have been indentured to any person therein by any State institution, whenever he shall be so requested to do by the superintendent of the institution which placed such children in said county, and shall inquire into the management, condition, and treatment of such children, and for that purpose may have private interviews with such children at any time; and if it shall come to the knowledge of such agent when making such visits, or at any other time, that any child thus placed in charge of any person as aforesaid is neglected, abused, or improperly treated by the person having such child in charge, or that such person is unfit to have the care thereof, he shall report the facts to the superintendent of the State institution by which the child was so indentured, and the board of such institution, or the superintendent thereof who may be so authorized to do by said board on being satisfied that the interest of the child requires it, shall cancel the indenture by which the child was placed in the family, and shall remove it to some other family home or directly to the State institution from which it was indentured. All indentures by

which any child shall be placed in a home from any State institution shall reserve the right in the board making the indenture to cancel the same whenever, in the opinion of that board, the interests of the child require it. Whenever any indenture is cancelled as herein provided, or whenever any child indentured from any State institution has been adopted, notice thereof shall be given to said agent of the county where the child was indentured by the superintendent of the State institution from which the child was indentured or adopted.

SEC. 4. No child shall be indentured, adopted, or otherwise placed in charge of any person by any State institution during minority, or for any other period, unless the applicant for any child shall be first approved in writing by said agent for the county where the applicant resides, or by the State agent of the State institution to which the child belongs, in such form as may be prescribed by the board of such State institution. Such approval shall be filed with the superintendent of the State institution to which the application is made before the child shall be indentured or adopted.

SEC. 5. It shall be the duty of said agents, in their respective counties, to seek out suitable persons who are willing to take by indenture or adoption, and take charge of, educate and maintain children arrested for offenses, committed to any State institution, or abandoned, neglected, or dependent children in charge of any State institution, or its officers, and to give notice where such children may be so placed, to the board, officers, or superintendent having authority to dispose of such children by indenture or adoption. And said agents shall make regular or special reports of their doings under this act, to the superintendent of any State institution when so requested by him, in reference to applications for, or visiting any child belonging to the State institution of which he has charge. Said agents shall also report as aforesaid their doings under this act to the State Board of Corrections and Charities whenever so requested by said board.

SEC. 6. It shall be the duty of the superintendent of the reform school, and the principal officers of any State institution for the care or reformation of juvenile offenders now or hereafter to be established, upon the discharge of any boy or girl received therein, forthwith to notify the agent of the Board of Corrections and Charities, residing in the county from which such child was sent, of such discharge; or if the boy or girl so discharged shall return to such county the agent shall, as far as possible, assist him or her in procuring suitable employment and a good home, free from immoral and evil influences. Said agent shall also keep a brief history of each child within his county discharged as aforesaid, in a manner and form to be prescribed by the board of which he is agent, and report the same from time to time to said board as it may require, to the end that the effect of the treatment and discipline of the several institutions of the State for the care and reformation of juvenile delinquents, upon their discharge therefrom, may be better known and understood.

Senate bill No. 178 (File No. 165), entitled

A bill to amend act No. 192 of the public acts for the year 1879, being section 9815 of Howell's Annotated Statutes, relative to the punishment of libel and slander, and to add one new section thereto to stand as section 2,

Was read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Belknap, Brown, Carveth, Curtiss, Davis,	Mr. Francis, Greiner, Hawley, Heisterman,	Mr. Henry, Hertzler, Hubbell, Hueston,	Mr. Manwaring, Sherwood, Stephenson, Woodruff,	17
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## NAYS.

Mr. Oline,	Mr. Davenport,	Mr. Edwards,	Mr. Spencer,	4
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Title agreed to.

House bill No. 693 (File No. 36), entitled

A bill to authorize the board of control of State swamp lands to cause the removal of jams or rafts of floodwood, and deepen the channel where necessary in and from Newton creek, in the township of Alpena, in the county of Alpena, and to appropriate not exceeding three sections of State swamp land to defray the cost thereof,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin, Belknap, Brown, Carveth, Gline, Davenport,	Mr. Davis, Edwards, Francis, Greiner, Hawley, Heisterman,	Mr. Hertzler, Hubbell, Hueston, Manwaring, Monroe, Pennell,	Mr. Phelps, Sherwood, Spencer, Stephenson, Woodruff,	23
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## NAYS.

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Title agreed to.

House bill No. 36 (File No. 18), entitled

A bill to amend section 8 of chapter 179 of Compiled Laws of 1871, being compiler's section 5532, relative to criminal proceedings before justices of the peace,

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Pulver moved to amend the bill as follows:

By inserting in section 8, line 4, after the word "county" where it first occurs, the words "who shall be sworn as in civil cases;"

Which motion did not prevail.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin, Carveth, Oline, Davis, Francis,	Mr. Greiner, Heisterman, Henry, Hertzler, Hubbell,	Mr. Hueston, Kempf, Manwaring, Monroe, Moon,	Mr. Pulver, Sherwood, Smith, S. W., Stephenson, Woodruff,	20
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## NAYS.

Mr. Belknap,	Mr. Brown,	Mr. Phelps,	3
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Title agreed to.

House bill No. 305 (File No. 278), entitled

A bill to provide for the incorporation of associations to engage in the business of breeding and raising blooded stock,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Hueston,	Mr. Pulver,
Belknap,	Francis,	Kempf,	Sherwood,
Brown,	Greiner,	Manwaring,	Smith, G. A.,
Carveth,	Hawley,	Monroe,	Smith, S. W.,
Cline,	Heisterman,	Moon,	Spencer,
Davenport,	Henry,	Pennell,	Stephenson,
Davis,	Hertzler,	Phelps,	Woodruff, 28

## NAYS.

0

Title agreed to.

On motion of Mr. Hawley,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No 180 (File No. 331), entitled

A bill to prevent accidents by line shafting used on fair grounds or other public places where machinery is running on exhibition,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Francis,	Mr. Hueston,	Mr. Pulver,
Belknap,	Greiner,	Manwaring,	Smith, G. A.,
Brown,	Hawley,	Monroe,	Smith, S. W.,
Cline,	Heisterman,	Moon,	Spencer,
Davenport,	Henry,	Pennell,	Stephenson,
Davis,	Hertzler,	Phelps,	Woodruff, 25
Edwards,			

## NAYS.

25

Mr. Carveth,

1

Title agreed to.

Senate bill No. 264 (File No. 159), entitled,

A bill to provide for the registration of electors;

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Davis moved to amend the bill as follows:

1. By striking out in section 10, line 12, the words "his own," and inserting in lieu thereof the word "urgent;"

2. By inserting in the same line after the word "business" the words "other than his usual avocation;"

3. By adding to section 6 the following:

In case of a naturalized citizen, the registrars shall require him to state when, where, and by what court, his naturalization papers were issued, or if a person of foreign birth not naturalized, but claiming the right to vote by virtue of having declared his intentions and by a sufficient residence within the State, they shall require him to state when he became a resident of the State, and the court before which his declaration of intention was made, and the time of making the same, and such facts shall also be made to appear in the application required by section 15 of this act, and shall be entered in the column of remarks opposite the name of the person on the register;

Which motion prevailed and the bill was so amended.

By unanimous consent, Mr. Austin moved to amend the bill as follows:

By striking out of line 1, section 17, the figures "1888" and inserting in lieu thereof the figures "1892;"

Which motion prevailed and the bill was so amended.

By unanimous consent, Mr. Hubbell moved to amend the bill as follows:

By striking out of line 1, section 17, the words "1892 and every eighth year" and inserting in lieu thereof "1888 and every fourth year;"

Which motion did not prevail.

By unanimous consent, Mr. Hubbell moved to amend the bill as follows:

1. By striking out in section 17, lines 3 and 4, the words "on the said first named year," and inserting in lieu thereof the words "in the year 1888;"

2. By inserting in section 17 in line 2 after the word "that" the words "in the Upper Peninsula;"

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hueston,	Mr. Sherwood,
Belknap,	Francis,	Manwaring,	Smith, G. A.,
Brown,	Hawley,	Monroe,	Smith, S. W.,
Carveth,	Heisterman,	Moon,	Spencer,
Oline,	Henry,	Pennell,	Stephenson,
Curtiss,	Hertzler,	Phelps,	Woodruff,
Davenport,	Hubbell,		

26

## NAYS.

Mr. Greiner, 1  
 Title agreed to.  
 House bill No. 669, entitled  
 A bill for the relief of Francis Marsac,  
 Was read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Hawley,	Mr. Manwaring,	Mr. Sherwood,
Belknap,	Heisterman,	Monroe,	Smith, G. A.,
Brown,	Henry,	Moon,	Smith, S. W.,
Davenport,	Hertzler,	Pennell,	Spencer,
Davis,	Hubbell,	Phelps,	Stephenson,
Francis,	Hueston,	Pulver,	Woodruff,
Greiner,			

25

## NAYS.

0

Title agreed to.

On motion of Mr. Davis,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 262 (File No. 262), entitled

A bill to promote morality and prevent crime,

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Oline moved to amend the bill as follows:

By adding to the end of section 2 the words "or go there himself for any unlawful purpose;"

Which motion did not prevail.

By unanimous consent, Mr. Greiner moved to further amend the bill as follows

By striking out section 2, line 4, the word "seventeen" and inserting the word "seventy;"

Which motion did not prevail.

By unanimous consent, Mr. Hawley moved to amend the bill as follows:

By striking out of section 1, lines 4, 5, and 6, the words "or of any person, male or female, immodestly or indecently attired or in immodest or indecent postures or attitudes;"

Which motion prevailed, and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Hueston,	Mr. Pulver,
Belknap,	Francis,	Kempf,	Sherwood,
Brown,	Greiner,	Manwaring,	Smith, G. A.,
Carveth,	Hawley,	Monroe,	Smith, S. W.,
Cline,	Heisterman,	Moon,	Spencer,
Ourtiss,	Henry,	Pennell,	Stephenson,
Davenport,	Hertzler,	Phelps,	Woodruff, 30
Davis,	Hubbell,		

#### NAYS.

0

Title agreed to.

Mr. Henry moved to take from the table

Senate bill No. 350, entitled

A bill for the apportionment of Senators in the State Legislature;

Which motion prevailed.

On motion of Mr. Henry,

The bill was ordered printed and referred to the committee on apportionment.

On motion of Mr. Henry,

The Senate went into executive session, the time being 5:30 o'clock P. M.

The executive session closed, the time being 5:40 P. M.

On motion of Mr. Belknap,

Leave of absence was granted to Mr. Woodruff until Tuesday.

On motion of Mr. Hawley,

Leave of absence was granted to himself until Monday.

On motion of Mr. Sherwood,

The Senate adjourned.



*Lansing, Saturday, June 6, 1885.*

The Senate met and was called to order by the President at 9 o'clock A. M.

Prayer by the Rev. Mr. Brown.

Roll called: a quorum present.

Absent without leave: Senators Brown, Oline, and Kempf.

On motion of Mr. Hertzler,

Leave of absence was granted to Mr. Kempf until Monday, June 8.

On motion of Mr. Davenport,

Leave of absence was granted to Mr. Cline until Monday, June 9.

On motion of Mr. Hertzler,

Leave of absence was granted to himself after 11 o'clock to-day until Monday.

On motion of Mr. Manwaring,

Leave of absence was granted to himself after to-day until Tuesday, June 9.

On motion of Mr. Grenier,

Leave of absence was granted to himself after 11:30 to-day until Monday's session.

On motion of Mr. Spencer,

Leave of absence was granted to Mr. Brown for the day.

#### PETITIONS.

No. 769. By the President: Resolutions of the Knights of Labor:

STATE ASSEMBLY OF THE NOBLE ORDER OF KNIGHTS OF LABOR OF MICHIGAN.

*East Saginaw, June 4, 1885.*

*To the Honorable the Senate of Michigan:*

At the session of the State Assembly held this day the following resolution was unanimously adopted, and a copy ordered sent to your Honorable body:

*Resolved*, That we, the Representatives of the Knights of Labor in convention assembled, urgently request the Senate to pass House bill No. 10, File No. 337, a bill to abolish the system of letting out by contract the labor of convicts in our prisons.

Very truly,

JOHN DEVLIN,  
*State Master Workman.*

GEO. W. WALTHER,  
*State Secretary.*

Referred to the committee on labor.

No. 770. By Mr. Phelps: Petition of G. A. R. Post No. 92, consisting of 120 members for the passage of the bounty bill.

No. 771. By Mr. Carveth: Petition of Samuel Chadwick and 75 other ex-soldiers of Eaton county, same object.

The two petitions were referred to the committee on military affairs.

#### REPORTS OF STANDING COMMITTEES.

By the committee on public lands:

The committee on public lands, to whom was referred

House bill No. 271 (File No. 397), entitled

A bill to authorize the Board of Control of State Swamp Lands to cause the removal of jams or rafts of floodwood, and to clear out and deepen where necessary the channel of Swan Creek, in the county of Midland, and appropriate two sections of land therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. MANWARING, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on labor:

The committee on labor, to whom was referred

House bill No. 704 (File No. 313), entitled

A bill to extend and regulate the liability of employers to make compensations for personal injuries suffered by employes or workmen in their service,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended be placed on the general order, and referred to the committee of the whole, and ask to be discharged from the further consideration of the subject.

J. W. MOON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Moon,

The Senate concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

By the committees on State prison and State house of correction:

The committees on State prison and State house of correction to whom was referred

House bill No. 10 (File No. 337), entitled

A bill to revise and consolidate the laws relative to the State Prison and to the House of Correction and Reformatory at Ionia, and the government and discipline thereof, and to repeal all acts inconsistent therewith,

Respectfully report that they have had the same under consideration, and have directed us to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

GEO. A. SMITH,

*Chairman Committee on State House of Correction.*

O. R. HENRY,

*Acting Chairman Committee on State Prison.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

Senate bill No. 127, (File No. 63), entitled

A bill to revise the laws providing for the incorporation of all manufacturing companies, except such as are contemplated by act No. 42 of the Session Laws of 1867 (which provides for the incorporation of persons or corporations engaged in the manufacture of salt), and mercantile companies, or any union of the two, and to fix the duties and liabilities of such corporations,

Respectfully report that they have had the same under consideration, and have directed us to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

O. J. MONROE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Monroe.

The Senate concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred

House bill No. 31 (File No. 163), entitled

A bill to amend section 4 of act No. 164 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," approved May 21, 1881, said section 4 being compiler's section 5029 of Howell's General Statutes,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN CARVETH, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on constitutional amendments:

The committee on constitutional amendments, to whom was referred

House joint resolution No. 37 (File No. 23), entitled

Joint resolution proposing an amendment to section 15, article 4 of the constitution of this State, relative to the compensation of members of the Legislature,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

S. W. SMITH, *Chairman.*

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committee on constitutional amendments:

The committee on constitutional amendments, to whom was referred

House joint resolution No. 39 (File No. 22), entitled

Joint resolution to amend section 1 of article 7 of the constitution of this State, relative to elections,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

S. W. SMITH, *Chairman*.

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committee on constitutional amendments:

The committee on constitutional amendments, to whom was referred

House joint resolution No. 28 (File No. 24), entitled

Joint resolution proposing an amendment to section 1 of article 9 of the constitution of this State, relative to the salaries of State officers;

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

S. W. SMITH, *Chairman*.

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE,  
Lansing, June 5, 1885. }

*To the Senate:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

[Senate bill No. 318 File No. 211, being]

An act to provide for the introduction and use on all cars owned and operated by any railroad company or other corporation doing business in this State, of some form of automatic car coupling, by means of which all cars may be coupled and uncoupled without the necessity of the brakeman or any other person passing between the cars.

R. A. ALGER, *Governor*.

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES,  
Lansing, June 5, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 183 (File No. 73), entitled

A bill to amend and revise the charter of the city of Port Huron;

Now to inform the Senate that, although this bill was transmitted to the Senate by a former message and certain amendments thereto were considered by the Senate,

And notwithstanding certain pending amendments were reported by the Senate to the House,

Now to inform the Senate that the vote by which the bill originally passed

the House has been reconsidered and the present bill prepared without reference to former action of either house;

And further to inform the Senate that the bill herewith has this day passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, June 5, 1885.*

*To the President of the Senate:*

SIR—I am instructed by the House to re-transmit the following entitled bill:

House bill No. 206 (File No. 270), entitled

A bill to amend section 1 of an act entitled "An act to authorize the judges of probate in certain counties to appoint a register, and prescribing his duties and compensation," approved March 30, 1869, as amended, being compiler's section 535 of Howell's Annotated Statutes of Michigan,

In compliance with the request of the Senate for the return of the same, June 4th.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Curtiss,  
The bill was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, June 5, 1885.*

*To the President of the Senate:*

SIR—I am instructed by the House to re-transmit the following entitled bill:

House bill No. 547 (File No. 159), entitled

A bill to provide for the protection of hotel keepers;

Which the Senate, as shown by message of 4th inst., amended by adding at the end thereof the following proviso:

"*Provided*, That the provisions of this act shall not apply to boarders at any hotel by the week or month."

And now to inform the Senate that in said amendment the House has non-concurred.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Francis,  
The bill was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES,  
Lansing, June 5, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bills:

1. Senate bill No. 122 (File No. 145), entitled

A bill to amend section 3 of act No. 193 of the session laws of 1867, being section 8020 of Howell's Annotated Statutes of 1882, relative to attachment;

2. Senate bill No. 132 (File No. 144), entitled

A bill to amend section 2 of chapter 165 of the compiled laws of 1871, being section 6109 of Howell's Annotated Statutes relative to adjournments of sales of real estate on execution;

3. Senate bill No. 105 (File No. 190), entitled

A bill to authorize the specific performance by guardians of insane and incompetent persons, of contracts made by their wards for the conveyance of real estate;

4. Senate bill No. 353 (File No. 201), entitled

A bill to amend section 4304 of the compiled laws of 1871, being section 5774 of Howell's Annotated Statutes, relative to determination of all estates at will or by sufferance;

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The five named bills were referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES,  
Lansing, June 5, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bills:

1. Senate bill No. 315, entitled

A bill to provide boilers and steam heating for the asylum for insane criminals;

2. Senate bill No. 154, entitled

A bill to organize the township of Ironwood, county of Ontonagon;

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The two bills were referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES,  
Lansing, June 5, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to re-return to the Senate the following bill:

Senate bill No. 155 (File No. 129), entitled

A bill to provide for the punishment of public officers, their servants and agents, who knowingly and unlawfully appropriate to their own use, or to the use of others, the money or property committed to their care,

Which the House amended as shown by a message of June 4, by striking from the end of section 1 the words "or by fine not exceeding five thousand dollars, or both said fine and imprisonment," and in which amendment the Senate refused to concur as shown by a message of June 4;

Now to inform the Senate that the House declines to recede from the said amendment.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Pulver moved that a committee of conference be appointed to act with a like committee of the House as to the matter of difference in regard to the bill;

Which motion prevailed.

The President appointed as Senate members of said committee of conference Senators Pulver and Carveth.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
LANSING, June 5, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to re-return to the Senate the following bill:

Senate bill No. 202 (File No. 65), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan,

For which the House adopted a substitute as shown by a message of May 26,

And which substitute the Senate amended as shown by message of June 4, as follows:

1. By striking out of the first paragraph of section 1, the sums of "\$56,000" and "\$51,500" and inserting in lieu thereof the sums "\$67,500" and "\$56,000" respectively.

2. By adding to section 1 the following paragraphs containing items of appropriations, viz:

"For repairs of buildings for the year 1885 the sum of \$2,500, and for the year 1886 the sum of \$2,500."

For additional assistance in mechanical laboratory for the year 1886, the sum of \$3,000."

The sum of ten thousand dollars is hereby appropriated for the erection, equipment, and maintenance of a gymnasium, to be constructed and controlled by the Regents, as a part of the University: *Provided*, That this appropriation is made upon the express condition that the Athletic Association of the University of Michigan shall pay to the treasurer of the University the sum of four thousand two hundred dollars, which shall become a part of the gymnasium fund, together with such sums as may be hereafter paid to the treasurer by the said Athletic Association of the State of Michigan, the whole to be under the control and subject to the order of the Regents for uses and purposes of the gymnasium as above set forth;

3. Amend section 2 by striking out the sums "\$56,000" and "\$51,500" and inserting in lieu thereof the sums "\$67,500" and "\$56,000;"

Now to inform the Senate that in said amendments the House non-concurs.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Belknap moved that the Senate insist on its amendments to the substitute, and that a committee of conference be appointed to act with a like committee from the House as to the matters of difference between the two Houses; Which motion prevailed.

The President appointed Senators Shoemaker and S. W. Smith.

#### MOTIONS AND RESOLUTIONS.

Mr. Sherwood moved that when the Senate adjourns to-day it stand adjourned until Tuesday, June 9, at 9 o'clock A. M.

Mr. S. W. Smith moved to amend by striking out Tuesday, June 9, at 9 o'clock A. M., and inserting in lieu thereof Monday, June 8, at 2 o'clock P. M.;

Which motion prevailed.

The motion as amended then prevailed.

Mr. Monroe moved to take from the table

House bill No. 143 (File No. 104), entitled

A bill to amend sections 1, 2, 3, 4, and 5 of "An act establishing a State agency for the care of juvenile offenders," approved April 29, 1873, as amended by an act to amend section 1 of said act, approved March 19, 1875, the same being sections 9894, 9895, 9896, 9897, and 9898 of Howell's Annotated Statutes;

Which motion prevailed.

On motion of Mr. Monroe,

The bill was placed on the order of third reading.

Mr. G. A. Smith moved to take from the table

Senate bill No. 74 (File No. 33), entitled

A bill to amend sections 16 and 18 of chapter 266 of the compiled laws of 1871, being sections 9649 and 9651 of Howell's Annotated Statutes, relative to county jails;

Which motion prevailed.

On motion of Mr. G. A. Smith,

The bill was placed on the order of third reading.

#### THIRD READING OF BILLS.

House bill No. 477 (File No. 177), entitled

A bill to authorize the Kent County Agricultural Society to dispose of certain property and invest the proceeds,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Francis,	Mr. Hueston,	Mr. Pulver,
Belknap,	Greiner,	Manwaring,	Sherwood,
Carveth,	Heisterman,	Monroe,	Smith, G. A.,
Curtiss,	Henry,	Moon,	Smith, S. W.,
Davenport,	Hertzler,	Pennell,	Spencer,
Davis,	Hubbell,	Phelps,	Stephenson,
Edwards,			



## NAYS.

0

Title agreed to.

On motion of Mr. Curtiss,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President *pro tem.* took the chair.

House bill No. 195 (File No. 218), entitled

A bill to provide for the appointment of a State live stock sanitary commission and a State veterinarian, and to prescribe their powers and duties, and to prevent and suppress contagious and infectious diseases among the live stock of the State,

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Spencer moved to amend the bill as follows:

1. By striking out in section 1, lines 7 and 13, the word "February," and inserting in lieu thereof the word "July;"

2. By adding to the end of section 22 the words "or horses;"

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Francis,	Mr. Manwaring,	Mr. Shoemaker,
Carveth,	Greiner,	Monroe,	Smith, S. W.,
Curtiss,	Hertzler,	Moon,	Spencer,
Davenport,	Hubbell,	Phelps,	Stephenson,
Davis,	Hueston,	Sherwood,	President
Edwards,			<i>pro tem.</i> , 21

## NAYS.

Mr. Heisterman, 1

Title agreed to.

On motion of Mr. Spencer,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 143 (File No. 104), entitled

A bill to amend sections 1, 2, 3, 4, and 5 of "An act establishing a State agency for the care of juvenile offenders," approved April 29, 1873, as amended by an act to amend section 1 of said act, approved March 19, 1875, the same being sections 9894, 9895, 9896, 9897, and 9898 of Howell's Annotated Statutes;

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Curtiss moved to amend the bill as follows:

By inserting in the proviso of section 2 after the word "Wayne" where it twice occurs the words "and Kent," and changing the word "county" to "counties" in each place;

Which motion prevailed and the bill was so amended.

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Hueston,	Mr. Smith, S. W.,
Carveth,	Francis,	Manwaring,	Spencer,
Curtiss,	Greiner,	Monroe,	Stephenson,
Davenport,	Hertzler,	Phelps,	President
Davis,	Hubbell,	Smith, G. A.,	<i>pro tem.</i> , 19

## NAYS.

Mr. Heisterman,

1

The question being on agreeing to the title,

Mr. Monroe moved to amend the title so as to read as follows:

House bill No. 143 (File No 104), entitled

A bill to amend sections 1, 2, 3, 4, 5, and 6, of "An act establishing a State agency for the care of juvenile offenders," approved April 29, 1873, as amended by an act to amend section 1 of said act, approved March 19, 1875, the same being sections 9894, 9895, 9896, 9897, 9898, and 9899 of Howell's Annotated Statutes;

Which motion prevailed.

The title as amended was then agreed to.

Mr. Spencer moved to suspend rule 46 for the purpose of reconsidering the vote by which the Senate refused to pass

Senate bill No. 226 (File No. 237), entitled

A bill to amend sections 13, 15, and 17, of article 4 of act number 198 of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State, and the several acts amendatory thereof," and to add two new sections thereto to stand as sections 22 and 23, for the prevention of trespassing on railroad tracks and providing penalties for violations of subdivision fifth, section 9, of article 2 of said act number 198, session laws of 1871 was lost;

Which motion prevailed.

Mr. Spencer moved to reconsider the vote by which the Senate refused to pass the bill;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Spencer,

The bill was laid on the table.

House bill No. 411 (File No. 213), entitled

A bill to amend section 48, of chapter 8, being compiler's section 875 of the compiled laws of 1871, as amended by act number 28, of the session laws of 1875, approved March 12, 1875, as amended by act number 104, of the session laws of 1881, approved April 22, 1881, the same being section 915, of the general statutes of the State of Michigan, in force, compiled and annotated by Andrew Howell, relative to the compensation of State troops,

Was read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Austin,	Mr. Francis,	Mr. Manwaring,	Mr. Smith, G. A.,
Carveth.	Greiner,	Munroe,	Smith, S. W.,
Curtiss,	Heisterman,	Moon,	Spencer,
Davenport,	Hertzler,	Pennell,	Stephenson,
Davis,	Hubbell,	Phelps,	President
Edwards,	Hueston,		<i>pro tem.</i> , 22

## NAYS.

0

Title agreed to.

On motion of Mr. Hubbell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 32 (File No. 241), entitled

A bill to establish an advisory board in the matter of pardons,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Moon,	Mr. Smith, S.W.,
Carveth,	Francis,	Phelps,	Spencer,
Curtiss,	Hubbell,	Sherwood,	Stephenson,
Davenport,	Hueston,	Shoemaker,	President
Davis,	Monroe,	Smith, G. A.,	<i>pro tem.</i> , 19

#### NAYS.

Mr. Greiner,	Mr. Heisterman,	Mr. Manwaring,	3
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Title agreed to.

On motion of Mr. Hubbell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 45 (File 20), entitled

A bill to authorize the burial of the body of any honorably discharged ex-union soldier, sailor, or marine of this State, who shall hereafter die without leaving means sufficient to defray funeral expenses,

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Carveth moved to amend the bill as follows:

By striking out sections 1 and 2 and inserting in lieu thereof the following to stand as sections 1 and 2:

SECTION 1. *The People of the State of Michigan enact*, That it shall be the duty of the board of supervisors of each county in this State, to appoint in each township and ward in their respective counties, a suitable person, other than those designated by law for the care of paupers and the care of criminals, whose duty it shall be, in his township or ward, to look after and cause to be interred in a decent and respectable manner in any cemetery or burial ground within this State, other than those used exclusively for the burial of the pauper dead, at an expense not to exceed forty dollars, the body of any honorably discharged Union soldier, sailor or marine, having at any time served in the army or navy of the United States, who shall hereafter die, not leaving means sufficient to defray the necessary funeral expenses. Such person so appointed shall serve without compensation, and shall hold his appointment so long as he serves to the satisfaction of the board of supervisors; and whenever any vacancy occurs from any cause, it shall be the duty of the board of supervisors to fill such vacancy by the appointment of another suitable person.

SEC. 2. It shall be the duty of the persons so appointed as provided in the foregoing section, before he assume the charge and expense of any such burial, to first satisfy himself by a careful inquiry into and examination of all the circumstances in the case, that the family of such deceased soldier, sailor, or marine, if he has any, residing in such township or ward, is unable for want of means, to defray the expenses of such funeral or burial. Whereupon if he finds such inability to exist, he shall cause such deceased soldier, sailor, or marine to be buried as provided in section one of this act, and he shall also

immediately report their action to the clerk of the Board of Supervisors of the county, setting forth all the facts, and that he found the family of such deceased person, if he had any, in indigent circumstances, and unable to pay the expenses of such funeral or burial, together with the name, rank and command to which he belonged as such soldier, sailor, or marine, the date of his death, place where buried and his occupation while living; also an accurately itemized statement of the expenses incurred by reason of such burial.

The bill as amended was then passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Austin,	Mr. Francis,	Mr. Moon,	Mr. Smith, G. A.,
Carveth,	Heisterman,	Pennell,	Smith, S. W.,
Curtiss,	Hubbell,	Phelps,	Spencer,
Davenport,	Hueston,	Sherwood,	Stephenson,
Davis,	Manwaring,	Shoemaker,	President
Edwards,	Monroe,		<i>pro tem.</i> , 22

## NAYS.

0

Title agreed to.

On motion of Mr. Carveth,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Edwards,

House bill No. 272 (File 414), entitled

A bill to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto,

Was ordered reprinted,

Pending third reading of

House bill No. 686 (File No. 400), entitled

A bill making an appropriation of swamp land to aid in draining the swamp lands adjacent to Dowagiac creek, in Van Buren county, Michigan;

The same was laid on the table.

By unanimous consent, the following minority report was received:

*To the Senate:*

The undersigned, a minority of the committee on military affairs, to whom was referred the following preamble and resolution:

**WHEREAS**, The late Governor of this State, Hon. Josiah W. Begole, stated in his outgoing message that he had, through one Friend Palmer, of Detroit, collected a certain sum of money from the United States on certain claims of the State against the United States, but did not inform the Legislature what disposition he made of said money so received; and,

**WHEREAS**, It has been alleged that said money was paid by said Josiah W. Begole into the hands of the Quartermaster General of this State; therefore,

**Resolved**, That the committee on military affairs be, and they are hereby instructed to investigate the transaction and report to the Senate the amount of money, if any, so received from the general government by the said Josiah W. Begole, as Governor of this State, through said Palmer, through what office and from what cause such indebtedness to this State by the United States arose, what arrangement was made with said Palmer for commissions; by what authority the same was made, and said commission, if any, was paid to said Palmer; what disposition he made of such money; and to what officer of this State, if to any, the same was paid; and what disposition was made of such money by said officer; by what authority, if any, the Governor paid over said money to said officer; and that said committee have power to send for persons and papers, and to administer oaths to witnesses,

Would respectfully report that I participated in the investigation and was present at the examination of most of the witnesses.

I would further state that the report submitted to the Senate on the third of June, by the majority of the committee, was never submitted to the committee for consideration at any time when I was present, and that I had no knowledge that the report was prepared and about to be submitted to the Senate until the morning session of June the second. As I was to be absent until the afternoon of June the third I asked that the consideration of the report by the committee might be postponed until after my return. This I not only considered proper, as a matter of courtesy to me, but I thought then, as I think now, that it was a claim I could make as a matter of right as one of the members of the committee.

The committee refused to postpone the consideration of the report, and submitted it to the Senate on the morning of the third, and the first knowledge I, as one of the committee, had of the conclusions of the majority was from reading it after it was printed in the Daily Journal of the Senate.

To say that I read it with surprise would be to give but feeble expression to my feelings. From the manner in which the investigation had been conducted I was prepared for a report that would be partial and perhaps partisan in its character, but that the committee would arrive at conclusions and make charges so wanting in support by the evidence, as I have been impressed by it, caused more of a feeling of astonishment than I can find words to express.

That the Senate may properly judge of the correctness of the statements and the reasonableness of the conclusions of the majority and the minority of the committee, I ask that the testimony and reports be printed and submitted to the Senate, and to the people of the State of Michigan, in order that each and all may judge whether the majority or the minority of the committee have arrived at just and reasonable conclusions from the evidence before it.

The publication of the whole of the testimony has become a matter of necessity as well as of justice because of the further charge against Gov. Begole made in the following extract from the report of the majority of the committee, which is the first comment it makes on the subject matter before the committee:

"Many witnesses have been subpoenaed at the suggestion of the different members of said committee, among the first of whom was Josiah W. Begole, ex-Governor of the State, whose testimony, given at different times, exhibits a lack of memory and want of consistency, to use no severer terms, that would almost justify your committee in giving to his testimony no further credence or consideration than if his inconsistencies had been intentional misstatements."

This bitter attack upon Gov. Begole the minority of your committee contend is not justified by evidence before the committee, and this can only be decided by the publication of the testimony.

The following letter explains the source from which the money claimed to have been misappropriated by Gov. Begole was received:

TREASURY DEPARTMENT, THIRD AUDITOR'S OFFICE, }  
Washington, D. C., April 17, 1885.

*Hon. C. B. Henry, Committee on Claims, Lansing, Mich.:*

SIR—In reply to your letter of the 11th inst., relative to the claim of the State of Michigan, on which the sum of \$42,345.95 was allowed and sent to Governor J. W. Begole, and in answer to your several inquiries I would state that the claim of the State was for ordnance and ordnance stores issued to the Michigan volunteers by the Quartermaster General of the State, which ordnance the State had received before

the rebellion from the Ordnance Department, U. S. A., on her quota for arms under acts of Congress. Also claim for recruiting expenses, and a further claim for "interest and discount" paid by the State on moneys borrowed for war purposes. The following statement shows the amount of each:

Ordnance and ordnance stores.....	\$42,585 95
Recruiting expenses (M. R. North).....	1,500 00
Interest and discount.....	320,488 32

Total amount of 9th installment.....\$364,574 27

This is termed the 9th installment, as the State had previously filed eight installments of claims. The ninth installment was filed in this office by Friend Palmer as the agent of the Governor, and also filed his commission from Governor Josiah W. Begole to act as his agent in the presentation and prosecution of the claims of the State (excepting the 8th installment).

Upon the evidence filed by the agent, and on the report of the Chief of Ordnance, U. S. A., a settlement was made, and on the ordnance account the sum of \$42,345.95 was allowed and reported to the Hon. Second Comptroller for his revision and confirmation, May 10, 1884, which was returned by him to this office, May 17, 1884, confirming the allowance made by this office of \$42,345.95.

The item of \$1,500 for recruiting was suspended for further evidence to substantiate the claim, and the claim for "interest and discount," of \$320,488.32, was disallowed, there being no statute of Congress authorizing the payment of "interest" and "discount" to states on account of advances made by them.

Under date of April 30, 1883, Friend Palmer, as agent of the State, requested to be informed whether the act of Congress, approved June 14, 1878, limited the time for presentation of State claims to June 14, 1883.

Hon. E. W. Keightley, Auditor, then informed him, under date of May 3, 1883, "That no decision has yet been made upon the point involved in your inquiry. Prudence would seem to demand that everything which can be presented prior to the 14th proximo should be so filed."

Subsequent to the 14th of June, 1883, the Hon. Second Comptroller has made a decision that the limiting clause in the act of June 14, 1878, does not apply to the presentation of claims, but to the time for reporting to Congress by the Hon. Secretary of the Treasury.

A copy of the papers and vouchers relating to this 9th installment was sent to the Quartermaster General of the State of Michigan, who will, I doubt not, furnish your committee with copies on application.

I am, very respectfully,

A. M. GANGEWER,

*Acting Auditor.*

The majority of the committee state that "As a matter of law, and as a matter of fact, your committee conclude that the claim of \$42,345.92 due the State of Michigan from the general government would not have lapsed as was represented in the message of the late retiring Governor; and it would have been a matter of but a few moments' investigation on the part of the legal State official, the Attorney General, to ascertain this fact. Had he not been accessible (which is not likely) any attorney, with but limited legal experience, ought not to have hesitated in forming this conclusion."

As a minority of the committee I submit that from evidence before the committee this is not a fair statement, and that, in my opinion, it conveys a false impression; one different from that which any candid man will receive from the statements of the witnesses.

As a minority of the committee I hold that the evidence will sustain me in the statement that when Governor Begole made the contract with Mr. Palmer there was no man in the State of Michigan that knew that this claim "would not have lapsed," but that on the contrary all who are shown to have known that any claims existed, supposed that they would lapse.

I would in this connection call particular attention to the following paragraphs taken from the letter written to C. R. Henry, one of the majority of this com-

mittee, as having a direct bearing upon this question, and sustaining the ground upon which Gov. Begole acted :

"Under date of April 30, 1883, Friend Palmer, as agent of the State, requested to be informed whether the act of Congress, approved June 14, 1878, limited the time for presentation of State claims, to June 14, 1883.

Hon. E. W. Keightley, Auditor, then informed him, under date of May 3, 1883, "That no decision has yet been made upon the point involved in your inquiry. Prudence would seem to demand that every thing which can be presented prior to the 14th proximo should be so filed."

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I am, very respectfully,

A. M. GANGEWER,

Acting Auditor.

As having a bearing upon this question of the manner in which Gov. Begole disposed of this money, I give the following quotation from the testimony of Quartermaster General Shakespeare :

"Q. By Mr. Shoemaker : You state that when you were in Washington the chief of the ordnance department stated to you that this claim was payable in arms ?"

"A. Yes sir."

"Q. Will you state what further he said to you relative to obtaining money instead of arms ?"

"A. He stated to us that if we could get it attached onto the appropriation bill we could get it in money, and we could then expend it as we saw fit. We had been trying to draw tents and things of that kind from the quartermaster's department, and they claimed we were not entitled to them under the appropriation. He says : '*If it was payable in money it would be subject to the military authorities to expend as they saw fit.*'"

"Q. What steps were then taken to procure it being placed on the appropriation bills ?"

"A. We went to see Friend Palmer, and went up to the House of Representatives and called out Representative Horr, and he said he was busy then getting ready to go to Chicago and he would introduce us to a couple of gentlemen from Massachusetts who had the same kind of a claim there, and he called them out and we were introduced to them and asked them if they would take charge of it, and they told us they would."

\* \* \* \* \*

Q. "But you understood it was through their action it was placed upon the appropriation bill ?"

A. "The influence of Mr. Palmer. He said he would see his brother and see that it was taken care of in the Senate."

\* \* \* \* \*

Q. "Mr. Friend Palmer said he would see his brother ?"

A. "If the Senator is his brother. He said he would see the Senator and have it attended to there."

This testimony will make it understood why the "one person" was Gen. William Shakespeare, of whom the majority of the committee say :

"After the closest scrutiny we find but one person who clearly advises him

that it is right and proper for him to pay the money into the lap of the Quartermaster General, and in that person we find General William Shakespeare. A copy of the letter conveying this friendly advice is to be found in his letter book and reads as follows:

"July 9, 1884.

"MY DEAR GOVERNOR:—I understand that the claims of this State against the general government for arms furnished during the war, have been allowed, and attached to one of the deficiency bills, and amounts to about forty-three thousand dollars. That money belongs to this department, and should be paid to me instead of the State Treasurer. I trust, Governor, you will pardon me for calling your attention to this matter, but we need money so bad for new uniforms, and believing that if it should go into the general fund we would never see it, except by act of the Legislature, when the check comes I trust you will not forget this letter.

"I am, Governor, your obedient servant,

"WILLIAM SHAKESPEARE, Q. M. G."

The majority of the committee having had this testimony under consideration, giving the reasons of Gen. Shakespeare why this money obtained "for arms furnished during the war" should belong to his department, and why Gov. Begole should pay the money to him instead of to the State Treasurer, I submit if the following extract from the report of the majority can be justified as applied to Governor Begole:

"Let it suffice to add, that when the check came the Governor *did not* forget the letter, and did not forget to inform the soldiers in the fall of 1884 that he *did not forget*, notwithstanding the fact it necessitated 'the forgetting' of the rudiments of common prudence, the forgetting that it was a misappropriation of the people's money, the violation of a sacred trust, and the contamination of the highest State office by this nefarious act."

What is it that Governor Begole has done that calls for this unmeasured and undignified condemnation by the majority of the committee? What is it that has so excited the righteous indignation of that majority that it apparently is at a loss for terms strong enough to express its disapproval?

It is simply this, and nothing more: There was \$12,345.95 received from the general government, of which sum \$10,586.50 was paid to Mr. Palmer for commission, and \$31,759.45 was paid into the Quartermaster General's department. The sum of \$42,345.95 was received for ordnance and ordnance stores, as is shown by the evidence, and properly belonged, in the opinion of Governor Begole, to that department, and in the exercise of the discretion vested in him as Governor, he paid it to that department.

He undoubtedly, in the opinion of the minority of your committee, had the power and the right to place it where he did, if in his opinion that was a wise use to make of the discretionary power vested in him. The State has lost nothing by this payment. Governor Begole has gained nothing. The majority of the committee admit that "Josiah W. Begole was in no way pecuniarily benefited by the same, and this notwithstanding their loss to determine the motives which actuated his most extraordinary conduct."

The money was received for a military claim, and the money was added to the military fund. This fund with this addition is now so poor that there will probably be no encampment of the State troops this year because there is no money in the military fund to pay the expenses.

The testimony of both Gov. Begole and Secretary of State Conant establish the fact that Gov. Begole counseled with the latter at all stages of the negotiation with Mr. Palmer, and I make brief extracts from the testimony of Mr. Conant bearing on this point and also showing that Gov. Begole intended only



to care for the interests of the State, and to exercise a sound discretion in his dealings with Mr. Palmer:

"Q. Who was the first person that spoke to you about this claim?"

"A. I can't remember. It had been a matter that had been discussed. It was a well-known fact that Michigan had had some uncollected moneys at Washington almost ever since the beginning of the war, but the amount was very indefinite. I think I had understood, and the board had made some investigation, that the only claims that we could get hold of were those in process of collection. In fact you will notice in the order for the commission that those claims which the board had in process of collection were exempted from Mr. Palmer's order. Those were the only claims the board was able to get on to."

"Q. Did you, or was you asked to look up the legal phase of the question as to the lapsing of this claim?"

"A. I made an effort to look it up, but could find nothing in regard to the matter. Then the next important thing that occurred was this notification that we had of a collection, or at least of a credit being made on the books of the Third Auditor, and the appearance of Governor Begole in the room of the Board of State Auditors, with the request that Mr. Palmer's bill be allowed. No action was taken. The matter was quite thoroughly discussed, and, I presume, from what I stated at that time, the Governor inferred that I was in favor of the payment of the bill. At any rate, when we left the room, the Governor (I don't think I can recollect the exact language) said: 'I don't know what I am going to do about this.' I said I knew what I would do; and then I expressed myself something in this way: 'That as I regarded it, not only his own honor, but the credit of the State at stake, and that it was a fair bargain with Mr. Palmer, and that he should be paid. I probably impressed the Governor with the idea, as I intended to, that I regarded the claim as a just one, and that it ought to be paid.'

"In that conversation that took place between the Governor and myself in the hall, after having stated that I believed the claim a proper one, and that it should be met, I said to the Governor, if this money comes into your hands I think you should pay Mr. Palmer his claim, take his receipt, and then I should take the balance of the money and the receipt and offer them to the State Treasurer. Ask a receipt for the full amount. If he don't want to receipt in full, ask a receipt for the money and a receipt for the Palmer receipt. This will show a straight transaction, and the people of the State of Michigan will approve of it."

The most important question connected with this investigation is most carefully and gingerly treated by the majority of the committee, namely: that of the fact that this and other claims had been existing for twenty or more years, had been either entirely neglected by each succeeding administration since the close of the war, or had been so unskillfully handled that Mr. Palmer presented a claim for \$365,575.27, of which there was allowed this sum of \$42,345.62.

All the majority of the committee have to say on this important matter is this:

"Your committee are induced to conclude that if Mr. Palmer was solely the possessor of information which might lead to the collection of this claim, that he obtained that information while acting as Quartermaster General of this State some years ago, or while acting as an employe of this State, through the files and documents belonging and pertaining to that office, many of which

have since unaccountably disappeared. As to the source of his information, Mr. Palmer, perhaps, wisely declined to impart to your committee."

The evidence proves that the greatest carelessness has been so common in the Auditor General's office and in that of the Military departments that had anything to do with the claims of the State of Michigan against the General Government for war material and war claims as to be rather the rule than the exception.

The facts are, and this is shown by the evidence given in this investigation, that all claims of the State against the General Government originated in Michigan, or that the proof of all such was in some one of the State departments either at Detroit or Lansing.

It is a well established fact that *all* proof of *all* claims was first in the hands of some one of the State departments in Michigan.

These vouchers, and all the evidence of these claims that now exist, or that has heretofore existed in Washington, came in the first instance from Michigan, and it is owing to the fact that these proofs, these vouchers, and these records were taken or sent to Washington without a proper record having been made of them in the State departments from which they were taken that all the confusion and trouble has arisen. Some of these claims to a large amount were allowed and paid as early as the administration of Governor Crapo, but what were allowed and what were paid has been and apparently is what no man in Michigan can find out, Mr. Friend Palmer perhaps excepted, and there is nothing, in the opinion of the minority of your committee, in the evidence, either express or implied, that reflects upon the honor or the integrity of Mr. Palmer in connection with his efforts to collect these claims. He has evidently made himself familiar with the manner in which business is transacted at the departments in Washington, and has availed himself of that knowledge to endeavor to find out what of the claims that have been presented have been paid and what have not. The testimony of himself and of others is to the effect that he did not at all rely upon the departments at Lansing for any proof or information respecting these claims.

The evidence further shows that Governor Baldwin sent one of the State officers to Washington at two different times to endeavor to establish some of the claims of the State, the evidence of which was then *supposed* to exist at Washington, and that in both cases the effort was futile, and without result.

All this and more bearing upon this point of the loose, unbusiness-like, and almost criminal manner in which the claims of the State have been managed in Michigan by the officers having them in charge is brought out by the evidence in this investigation, and the majority of the committee on military affairs, who are so indignant with Governor Begole for having recovered of these same claims \$42,345.95, pass over all this without further notice than the single paragraph quoted above, although it is the sole and only cause that rendered this action of Gov. Begole necessary.

These claims should have been collected years ago, and would have been had ordinary care, forethought, or business-like methods been exercised in the State departments at Lansing having charge of these accounts.

The following is quoted from the testimony of Gen. Stevens, Auditor General, as sustaining the position of the minority of your committee:

"Q. Is there any memorandum in your office of vouchers taken from there prior to that time? (Referring to the time Mr. Friend Palmer was in Washington.)

"Yes, sir. *Until lately there has not been copies kept.* There are some memorandums."

The testimony of Hubert R. Pratt, Deputy Auditor General, to which I would particularly call attention, will serve to explain why there is and has been so much difficulty in collecting the claims against the general government, and will show, as I understand his testimony, that of the papers now in the Auditor General's office, and which he exhibited to the committee, there was no knowledge of what had been allowed and paid and what had not. Mr. Pratt was asked by Mr. Henry:

"Q. By whom were those claims collected?"

"A. So far as the claims represented by these papers were collected they were collected by the then Auditor General."

Relative to the payment of commissions the following was the question and his answer:

"Q. Among those claims collected, as you have stated, is there any memorandum or record of any commissions paid to any person for the collection of the claims to your knowledge?"

"A. There are some charges on the books in the Auditor General's office showing disbursements for that purpose."

"Q. Can you remember the amounts, or by whom they were collected?"

"A. If the committee will give me a little time, I would prefer to bring in the vouchers."

Mr. Pratt stated: "I have been in the office since 1858," and further to Mr Shoemaker:

"Q. I asked whether there is or has been, to your knowledge, any vouchers that covered amounts that are included in this allowance, made by this act of Congress, and which is included in this \$42,000?"

"A. I do not understand that question, for, as I stated a while ago, we have no means in the Auditor's office of knowing what a single dollar of the moneys that have been recovered and put into the State treasury is for, whether it is for arms, for subsistence, or what."

"Q. Had you any knowledge previous to this matter arising as to this money being collected, of any unpaid claims by the State of Michigan against the United States?"

"A. I knew that the claims that had been presented had not been paid in full. I did not know why; I did not know what items were rejected. In other words, I knew that the State had disbursed a large amount of money in excess of the amount that had been received back from the United States."

"Q. How long had you known that?"

"A. I do not know. I think my knowledge must have commenced about the time that I first knew about the presenting of papers—along in 1864, perhaps. Mr. Anneke was then Auditor-General, and he sent a large amount to Washington. Gen. Humphrey, I think, had something to do with it, *and the claims were presented by sending down the original vouchers, and when the money came it was entered on the books, and we had no means of knowing what items were paid.*"

"Q. Then it was known through the administrations of all the preceding Governors since the war, down to Governor Begole, that such claims were existing, was it?"

"A. It has been known in the Auditors' Office; I don't know about the knowledge of the Governors."

By Mr. Woodruff:

"Q. I mean of the claims that the State has against the government: shouldn't there have been copies of them in your office at the time Mr. Palmer wanted to go to Washington to collect those claims?"

"A. There should have been found in our office vouchers for moneys that had been paid by the State Treasurer."

"Q. To furnish these supplies?"

"A. To furnish these supplies. When the war broke out the State Treasurer paid direct, as it was called, a large number of detailed bills. Copies of those or the originals came into the Auditor's office as vouchers, on which the Auditor drew his warrant. Afterwards, and perhaps simultaneously, money were placed in the quartermaster's hands, and in paymaster's hands, and they were both making disbursements, and the quartermaster and the paymaster filed duplicates of their vouchers with the Auditor General."

This is identical with the case of the payment by Gov. Begole to the military department.

By Mr. Shoemaker:

"Q. If Governor Begole or Mr. Palmer, during Gov. Begole's administration, had come into your office to look for vouchers to have made a claim against the United States, was there any thing in your office by which they could have told which were paid or which were unpaid claims?"

"A. No, sir; I think not."

Gen. Robertson, speaking of his visit to Washington with Gen Shakespeare, says of his action on \$42,000 claim:

"Q. You did 'nt consider it a part of your visit?"

"A. Oh, no; I did 'nt go for that purpose."

"Q. And whatever you may have talked you cannot remember what it was?"

"A. It was of so little consequence to me, except my anxiety, which I know existed, *that we should get the money for the State Troops in some way or other.*"

From this testimony of Gen. Robertson, who has been Adjutant General of the State since April, 1861, and who is more familiar with the military affairs of the State than any other man, it appears that he was anxious this appropriation, of which he was then speaking, should pass, so that the State troops might get the money.

From the testimony of Friend Palmer, there is one page missing. The following, an extract from his testimony on file to *all of which* your attention is particularly called, as it explains in a full and I think satisfactory manner the connection of both Gov. Begole and Mr. Palmer with the collection of this claim.

"Q. When you resigned the office of Quartermaster General, did you leave all those papers in the office?"

"A. Everything."

"Q. Did you take any papers with you pertaining to this claim?"

"A. No."

"Q. After you resigned had you access to the office from time to time?"

"A. No."

"Q. Did you ever visit the office for the purpose of looking up any claims against the United States in favor of this State?"

"A. No; I was in office under the Bagley contract, but I never examined any papers at all."

"Q. Speaking of the Bagley contract, you refer to a contract with Governor

Bagley whereby you collected money for the State of Michigan of the United States?"

"A. Yes, sir."

The testimony of Mr. Palmer is full and explicit as to the understanding at the time the contract was made, that the claim would lapse in, July, 1883, and that there had been such a ruling by Judge Keightley, Third Auditor in the treasury department at Washington. The information that a decision had been made by the Second Auditor that the claim would not lapse, was after the claim had been allowed. His testimony is also to the effect that he obtained allowances of claims by request of Governor Crapo, for which he was to receive compensation. That he collected at that time, \$346,000, but Governor Crapo having died, he failed to get his pay, and states why this result followed.

The reading of the full testimony of Mr. Palmer, as that of all the other witnesses, is necessary for a proper understanding of the matters under investigation, and all should be published with the reports of the committee.

In connection with the payment of the sum of \$31,759.45 to Gen. Shespeare, the Quartermaster General, the majority of the committee say:

"Prior to receiving the checks above mentioned, your committee, from their investigations, would be led to believe that Governor Begole intended, on the receipt of said money, to place the same where it unquestionably belonged—in the hands of the State Treasurer. His explanation for taking upon himself the office of the Legislature and appropriating over \$30,000 to a creature of the State, the Military Department, is so utterly void of any color of right, authority or plausible excuse, that your committee are compelled to hesitate before charging the same to the already overburdened pretexs, ignorance, want of individualism, and blunders of the late Executive. That what remained after Mr. Palmer had received his bounteous fee of over \$10,000 for doing what any member of Congress could and ought to have done for nothing, should have been placed by the Governor in the State Treasury, there can be no question. As Governor of the State, in this particular, Josiah W. Begole grossly, wantonly, and inexcusably exceeded all statutory and discretionary powers when he placed this money at the disposal of the Quartermaster General."

Aside from any criticism upon the epithets poured so copiously upon the gray head of Governor Begole, are the statements made in the above extracts true?

Is it true that his explanation "is so utterly void of any color of right authority, or plausible excuse" as to justify the harsh terms that are so freely used? What proof do the majority of the committee give of the truth of the charges made? None whatever, and none can be given.

Is it true that "Josiah W. Begole grossly, wantonly, and inexcusably exceeded all statutory and discretionary powers when he placed this money at the disposal of the Quartermaster General?" Have the majority of the committee quoted any "statutory" provision of law that was violated? Not at all, for there is none that was violated.

Have they given any rule or regulation that in any manner restricts the discretionary power under which Governor Begole acted? Not at all, and the minority of your committee do not know of any, and there was none such shown to be in force by the evidence before the committee.

The following extracts from the testimony of Friend Palmer has a bearing upon this question of the payment of this money to the military fund:

"Q. By Mr. Woodruff: I would like a little more information on this inter-

view with Shakespeare. You said according to the best of your recollection there seemed to be a desire to get hold of the money right away?"

"A. I thought so from the conversation. They thought it would be available."

"How did you get the impression that they wanted to divert it to the military fund?"

"A. They talked about the military fund, and asked my opinion about it, and I told them I didn't know, that some funds had been diverted, that General Pitman drew \$92,000 in Washington to pay Michigan troops. It didn't come out of the treasury, but as this amount was for arms alone, I thought perhaps there would be no impropriety in its going to the State Military Fund, though that was only my opinion. Still I knew that the general direction of those moneys was to the general fund."

"Q. Do you recollect hearing any conversation between Shakespeare, and Robertson and yourself, any expression of a determination to so convert it without putting it into the State treasury?"

"A. No. I think not. I think they said the Governor would put it there. They thought so, but they didn't know for certain. They said they thought it ought to go there."

In another part of the report the committee say:

"Gov. Begole would have as much right and authority to have placed this money in the hands of the Superintendent of Public Instruction, in the hands of the Commissioner of Labor, in the hands of the Insurance Commissioner, or in the hands of his partner in business as to have placed it where he did."

Is this true in law or in fact, under the discretionary power vested in the Governor either by law or by usage?

Did not Gov. Blair divert vouchers and proofs of military affairs from the military departments?

Did not Gov. Crapo agree to pay commissions for collecting claims in Washington? We must believe that they did or that Mr. Friend Palmer commits perjury.

Did not Gov. Bagley actually pay such commissions? There is no dispute as to the fact that he did so.

The majority further criticise the action of Gov. Begole as follows:

"Even if Gov. Begole had been advised by the proper person that the claim would lapse, as he states, he had no right or authority to enter into any contract with Friend Palmer, or any other person, for the collection of the claim as Governor of the State of Michigan, and when he executed the contract with Mr. Palmer, agreeing upon the exorbitant commission of 25 per cent of the amount collected, he exceeded his authority as Governor and all discretion as a citizen."

The minority of your committee contend that Gov. Begole had both the right and the authority "to enter into any contract with Friend Palmer, or any other person, for the collection of the claim, as Governor of the State of Michigan," and in doing so he was merely exercising the same discretionary power that had been exercised by Governors Crapo and Bagley, as appears by the testimony of Friend Palmer, Mr. H. R. Pratt, Deputy Auditor General, and others. By Gov. Bagley a commission of fifteen per cent was actually paid to Mr. Palmer.

Feeling, as I do, that the report of the majority of the committee is not only unkind in its tone, but also unjust in its conclusions, and believing as I do that

Gov. Begole is the honest man that he has the reputation of being, and that in all he did in this matter he was actuated solely by what he regarded as the interest of the State, I believe that when the testimony taken by the committee and the reports of the majority and minority of the committee are all submitted to the Senate and to the people, then Gov. Begole need have no fear or even anxiety as to what will be the verdict.

In conclusion I would recommend the passage of the following resolution ; all of which is respectfully submitted.

MICHAEL SHOEMAKER,

*Minority of Committee on Military Affairs.*

The following is the resolution :

*Resolved*, That one thousand copies of the testimony taken by the committee on military affairs, together with the reports of the majority and minority of said committee, be printed for the use of the Senate.

On motion of Mr. Shoemaker,

The report and resolution were laid on the table.

Mr. Austin moved to take from the table,

Senate bill No. 343, entitled

A bill for the apportionment of Senators in the State Legislature ;

Which motion prevailed.

On motion of Mr. Austin,

The bill was ordered printed and referred to the select committee on apportionment.

On motion of Mr. Hueston,

The Senate took a recess until 2 o'clock P. M.

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#### AFTERNOON SESSION.

*2 o'clock P. M.*

The Senate met and was called to order by the President *pro tem*.

Roll called : a quorum present.

Mr. S. W. Smith offered the following concurrent resolution :

*Resolved* (the House concurring), That the Secretary of State be instructed to furnish the Legislature 1,000 copies of the act to regulate the practice of pharmacy ;

Which motion prevailed.

Mr. Phelps moved to reconsider the vote by which the concurrent resolution was adopted ;

Which motion did not prevail.

By the committee on engrossment and enrollment :

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following :

Senate bill No. 123 (File No. 144), entitled

A bill to amend section 2 of chapter 165 of the compiled laws of 1871, being section 6109 of Howell's Annotated Statutes, relative to adjournment of sales of real estate on execution ;

Also,

Senate bill No. 105 (File No. 190), entitled

A bill to authorize the specific performance by guardians of insane and

incompetent persons of contracts made by their wards for the conveyance of real estate;

Also,

Senate bill No. 122 (File No. 145) entitled

A bill to amend section 3 of act No. 193 of the session laws of 1867, being section 8020 of Howell's Annotated Statutes of 1882 relative to attachment;

Also,

Senate bill No. 353 (File No. 201), entitled

A bill to amend section 4304 of the compiled laws of 1871, being section 5774 of Howell's Annotated Statutes, relative to determination of all estates at will or by sufferance.

J. W. BELKNAP, *Chairman.*

Report accepted.

#### GENERAL ORDER.

On motion of Mr. Hubbell,

The Senate went into the committee of the whole on the general order,

Mr. Phelps in the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

#### I.

The committee of the whole have had under consideration the following:

House bill No. 616 (File No. 273), entitled

A bill to amend section 5 of act 198, of the session laws of 1877, entitled "An act to provide for a tax upon dogs and to create a fund for the payment of certain damages for sheep killed or wounded by them in certain cases," approved May 23, 1877, as amended by act No. 283 of the session laws of 1881, approved June 11, 1881, being compiler's section No. 2127 of Howell's Annotated Statutes;

House bill No. 207 (File No. 140), entitled

A bill to amend sections 1, 2, 3, 4, and 5 of chapter 215 of the compiled laws of 1871, relative to certain liens upon real property and the acts amendatory thereof, the same being sections 8377, 8378, 8379, 8380, and 8381 of the general statutes of the State of Michigan as compiled by Andrew Howell;

House bill No. 492 (File No. 383), entitled

A bill to amend sections 4 and 7 of chapter 3, section 5 of chapter 11, and to repeal section 14 of chapter 12 of act No. 10 of the session laws of 1882, being an act to amend sections 4, 5, and 8 of chapter 2, sections 4 and 7 of chapter 3, section 3 of chapter 4, and sections 5 and 13 of chapter 11, and to add a new section to chapter 12 to stand as section 14 of act No. 243 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, and improvement, and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this State," approved June 8, 1881;

House bill No. 408 (File No. 368), entitled

A bill to amend sections 30 and 52 of chapter 78 of the compiled laws of 1871, being compiler's sections 2590 and 2612 of said compilation, and being sections 3625 and 3647 of Howell's Annotated Statutes, relative to plank roads;



House bill No. 266 (File 208), entitled

A bill to provide for enclosing, filling, or fencing any shaft, pit-hole, or trench on any uninclosed or unoccupied lands within this State;

House bill No. 228 (File No. 378), entitled

A bill to facilitate the giving of bonds required by law;

Senate joint resolution No. 28 (File No. 22), entitled

Joint resolution to provide for placing a statue of Gen. Lewis Cass in the Representative gallery of illustrious Americans at the National Capitol;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:  
Senate bill No. 200 (file No. 134), entitled

A bill making an appropriation from the State military fund for the purchase of ground and the erection of an armory in the city of Jackson, for the use of State troops and independent companies in that city;

Have directed their chairman to report the same back to the Senate with the recommendation that the bill be laid on the table.

## III.

The committee of the whole have had under consideration the following:

House bill No 367 (File No. 351), entitled

A bill to encourage the construction of wire or other open fences on public highways;

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

FITCH PHELPS, *Chairman*.

Report accepted and committee discharged.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Phelps,

The Senate concurred in the recommendation of the committee regarding the second named bill, and the same was laid on the table.

On motion of Mr. Phelps.

The Senate concurred in the recommendation of the committee regarding the third named bill, and the title and enacting clause were laid on the table.

On motion of Mr. Manwaring,

The Senate adjourned.

*Lansing, Monday, June 8, 1885.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Prayer by the Rev. Mr. Taylor.

Roll called: a quorum present.

Absent without leave: Messrs. Oline, Curtiss, Davenport, Edwards, Francis, Hertzler, Monroe, Phelps, Pulver, Sherwood, Shoemaker, Smith, G. A., Smith, S. W., and Spencer.

On motion of Mr. Kempf,

All absentees were excused for the day.

#### PETITIONS.

No. 772. By Mr. Brown: Petition of Aaron B. White and 25 others, for the passage of the bounty bill;

Referred to the committee on military affairs.

No. 773. By Mr. Sherwood: Petition of Lydia B. Brown and 41 women of Cass county, relating to women suffrage;

Referred to the committee on the judiciary.

#### REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate joint resolution No. 36, entitled

Joint resolution to provide for the appointment of a commission to prepare a code of practice and procedure in courts of law,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The joint resolution was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate joint resolution No. 33, entitled

Joint resolution for the appointment of commissioners to prepare a code of procedure or simplify and abridge the practice and pleadings of the courts of this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The joint resolution was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 237 (File No. 171), entitled

A bill to establish a board of medical examiners of the State of Michigan, to regulate the licensing of practitioners of physic and surgery, and to further regulate the practice of physic and surgery,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 344 (File No. 148), entitled

A bill to amend section 107 of chapter 14 of the revised statutes of 1846, being section 597 of the compiled laws of 1871 and section 636 of Howell's Annotated Statutes, relative to the appointment of notaries public,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on to whom was referred

Senate bill No. 347 (File No. 219), entitled

A bill to amend section 751 of the compiled laws of 1871, being section 750 of Howell's Annotated Statutes, relative to the authority of township boards to raise money for township purposes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 621 (File No. 379), entitled

A bill to prescribe the duties of the Attorney General in certain cases,

Respectfully report that they have had the same under consideration, and have directed us to report the same back to the Senate without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 351, entitled

A bill relative to particulars in actions of trover and replevin,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The bill was laid on the table.

By the committees on judiciary and public health:

The committees on judiciary and public health, to whom was referred jointly

House bill No. 678 (File No. 234), entitled

A bill to prevent the sale and use of unwholesome milk and milk products,

Respectfully report that they have the same under consideration and have directed us to report the same back to the Senate without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL,

*Chairman Judiciary Committee.*

JAMES HUESTON,

*Chairman Committee on Public Health.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The further consideration of the bill was indefinitely postponed.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 63, entitled

A bill to prevent any board, commission, common council or public corporation from hiring any person holding office under the laws of the State to draw a bill to be presented to the Legislature,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to prevent any board, commission, common council, or public corporation in Wayne county from hiring any person holding office under the laws of this State to draw a bill to be presented to the Legislature,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate manuscript bill No. 315, entitled

A bill to provide boilers and steam-heating for the asylum for insane criminals.

J. W. BELKNAP, *Chairman.*

Report accepted.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 160, entitled

A bill to amend sections 3, 9, and 25, and repeal section 4, all of chapter 202 of the compiled laws of 1871, being compiler's sections 8033, 8039, 8055, and 8034, respectively, of Howell's Annotated Statutes relative to garnishees,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The further consideration of the bill was indefinitely postponed.

#### GENERAL ORDER.

On motion of Mr. Hubbell,

The Senate went into committee of the whole on the general order,  
Mr. Davis in the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

#### I.

The committee of the whole have had under consideration the following:

House bill No. 210 (File No. 412), entitled

A bill to amend section 5 of act No. 31, session laws of 1858, being section 5394 of Howell's Annotated Statutes of 1882, relative to the sale and reclamation of swamp lands and securing pre-emption of settlers;

Senate bill No. 238 (File No. 248), entitled,

A bill making an appropriation and providing for the establishment of an experimental farm upon the plains land of Josco county;

House bill No. 334 (File No. 189), entitled

A bill to amend section 30 of chapter 153 of the revised statutes of 1846, being section 7539 of the compiled laws of 1871, relative to offenses against the lives and persons of individuals;

House bill No. 641 (File No. 389), entitled

A bill to amend sections 1 and 2 of act number 178 of the session laws of 1881, approved May 31, 1881, relative to the jurisdiction of circuit courts in suits against mutual benefit, coöperative, and benevolent associations, being compiler's sections 4360 and 4361 of Howell's Annotated Statutes of 1882;

House bill No. 377 (File No. 377), entitled

A bill to provide that all sureties upon official bonds shall make justification under oath of their pecuniary responsibility;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

Senate bill No. 250 (File No. 224), entitled

A bill to regulate the holding of caucuses;

Senate bill No. 249 (File No. 225), entitled

A bill to regulate the counting of votes at elections;

Senate bill No. 233 (File No. 246), entitled

A bill to provide for the sale of certain State tax lands;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

## III.

The committee of the whole have also had under consideration the following:

House bill No. 192 (File No. 349), entitled

A bill to prohibit the use of scrip or store orders in the payment of wages of laborers in shops and factories;

Senate bill No. 244 (File No. 234), entitled

A bill to regulate the conveyance of convicts to State institutions;

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

L. C. DAVIS, *Chairman*.

Report accepted and committee discharged.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Davis,

The Senate concurred in the amendments made to the second named bills, and the same were placed on the order of third reading of bills.

The question being on concurring in the action of the committee of the whole, as to the third named bill,

On motion of Mr. Hawley,

The two named bills were laid on the table.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 175 (File No. 243), entitled

A bill to provide for the assessment of property, and the levy and collection of taxes thereon;

Also,

Senate manuscript bill No. 154, entitled

A bill to organize the township of Ironwood, county of Ontonagon.

J. W. BELKNAP, *Chairman*.

Report accepted.

By unanimous consent the following reports were received:

By the committee on fisheries:

The committee on fisheries, to whom was referred

Senate bill No. 392, entitled

A bill to repeal section 1 of local act No. 168, session laws of 1875, entitled "An act to regulate the catching of fish in certain waters of this State;"

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

R. KEMPF, *Chairman*.

The President took the chair.

Report accepted and committee discharged.

On motion of Mr. Kempf,

The bill was laid on the table.

By the committee on fisheries:

The committee on fisheries, to whom was referred

Senate bill No. 183, entitled

A bill to repeal act No. 5 of the session laws of 1883, approved February 21, 1883, entitled "An act to regulate the setting or placing of trap nets or other fishing apparatus in the rivers of this State,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

R. KEMPF, *Chairman*.

Report accepted and committees discharged.

On motion of Mr. Kempf,

The bill was laid on the table.

On motion of Mr. Carveth,

The Senate took a recess until 7.30 o'clock P. M.

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#### EVENING SESSION.

7:30 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

#### GENERAL ORDER.

On motion of Mr. Hubbell,

The Senate went into committee of the whole on the general order,

Mr. Kempf in the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

#### I.

Senate joint resolution No. 35 (File No. 18), entitled

A joint resolution proposing an amendment to section 2, article 4, of the constitution of Michigan, relative to the formation of Senatorial districts and the election of Senators;

Senate bill No. 166 (File No. 247), entitled

A bill to provide for the disposal of all State swamp lands remaining unsold on the 1st day of January, 1886;

Senate bill No. 385 (File No. 228), entitled

A bill to provide for compensation to county clerks in certain cases;

Senate bill No. 88 (File No. 249), entitled

A bill relative to suits for libel;

Senate bill No. 237 (File No. 171), entitled

A bill to establish a board of medical examiners of the State of Michigan; to regulate the licensing of practioners of physic and surgery; and to further regulate the practice of physic and surgery;

Have made no anrendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

Senate concurrent resolution (File No. 24), entitled

Concurrent resolution to authorize and direct the Board of State Auditors to provide for lighting the capitol building and grounds with electric light;

Senate bill No. 124, (File No. 63), entitled

A bill to revise the laws providing for the incorporation of all manufacturing companies, except such as are contemplated by act No. 42 of the Session Laws of 1867 (which provides for the incorporation of persons or corporations engaged in the manufacture of salt), and mercantile companies, or any union of the two, and to fix the duties and liabilities of such corporations;

Senate bill No. 333 (File No. 231), entitled

A bill to compel foreign corporations and joint stock companies organized for the purpose of smelting, refining, or reducing iron, lead, copper, or other ores and minerals, doing business in the State of Michigan, to make annual reports to the Auditor General, and to provide for a specific tax on the business of the same;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

R. KEMPF, *Chairman.*

Report accepted and committee discharged.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Hubbell,

The Senate concurred in the recommendation of the committee regarding the second named bills, and the same were placed on the order of third reading of bills.

On motion of Mr. Hubbell,

The following statistics relating to the cost of lighting the capitol by electric light and gas, contained in the remarks of Senator Belknap, were ordered printed in the Journal:

Mr. Belknap said:

The cost of gas for lighting the capitol for the fiscal years of 1883 and 1884 was \$10,069.57. The last six months of the fiscal year of 1884, gas cost at the rate of \$2.00 per thousand feet and \$2.50 for the one and one-half years preceding. Had the price of gas been at the rate of \$2.50 for the entire period, the gas bill would have been about \$10,698 for the two years above named. At the present price of gas, the cost for the two years would be \$8,258.40 or \$4,279.20 per year.

No deduction should be made from this amount for gas used for ventilating



purposes as claimed by the gas company, for the reason that *gas is not used at the capitol for such purpose.*

The report of the gas company shows that the capitol has used 2,017,600 cubic feet of gas per year, if their printed report is correct. Dividing this amount by 365 we obtain 5,527 cubic feet as the average daily use of gas.

This amount 5,527 cubic feet will run 921 6-foot gas burners one hour each day; 921 6-foot gas burners will give in one hour an amount of light equal to that given by 691 16-candle power Edison lamps in one hour. The above number, 691 Edison lamps, will be required to run one hour to replace the gas used on the average each day. 691 16-candle power Edison lamps, run one hour, require 87 horse power for one hour.

Allowing 5 lbs. coal for each horse power per hour, 435 lbs. coal would be required each day, which costs \$1.19 per day with coal at \$5.50 per 2,000 pounds.

Multiplying this daily cost by 365 we have \$434.35 as the total cost of fuel per year.

If the exhaust steam is used for heating purposes a large reduction can be made from this amount.

Six-sevenths of the gas is used during the eight months of the year when steam is used for heating purposes. Charging then the value of the exhaust steam to steam heating, during the eight months, we will deduct the three-fourths of six-sevenths, equal nine-fourteenths of the entire cost of fuel. This leaves the cost of fuel chargeable to electric lighting to be \$155.00.

There is absolutely no depreciation on the wiring of the building as there is on gas pipes.

The depreciation on the dynamos is about 1 per cent, and we will allow 7 per cent depreciation on the engines or 3 per cent on both. Allowing an investment of \$20,000 for engines and dynamos, we will have a depreciation of \$600 per year. Allowing the life of the lamp to be 2000 hours, there would be 144 lamps broken in a year, which cost 85 cents each, or a total cost for lamps of \$122.40 per year. The State can easily borrow money at 4 per cent interest. An investment of \$30,000 at 4 per cent gives for interest \$1,200. Oil and waste would cost about \$50 per year. Services of one man \$500.

#### TO RECAPITULATE.

Interest on investment of \$30,000 @ 4 per cent.....	\$1,200 00
Cost of fuel, less exhaust steam, for eight months.....	155 00
Breakage of lamps.....	126 00
Depreciation.....	600 00
Oil and waste.....	50 00
Services of one man.....	500 00
<hr/>	
Total cost of electric light per year.....	\$2,631 00
Cost of gas per year.....	4,279 20

#### EFFECT ON AIR IN BUILDING.

According to the meter, the gas company pours 5,527 cubic feet of coal gas into the rooms of the capitol on the average every day of the year. The absolute quantity is much greater than this as the gas is measured under pressure considerably above atmospheric pressure. The combustion of this quantity of gas requires two parts of oxygen from the room for every one part of carbon

consumed. The product is a poisonous gas, carbonic acid gas. A large number of other gases equally objectionable are given off from the gas burners, also free particles of carbon which settle as a dust on the walls, ceilings, and floors. Medical authorities state that a six foot gas burner pours a quantity of carbonic acid gas into the room equal to that exhaled by eight persons. Three hundred burners, therefore, poison the air equal to the exhalations of 2,400 persons.

The incandescent light is absolutely free from this objection to gas. It is steady, easily controlled, gives out no gas and but little heat and its current is safe to the person.

On motion of Mr. Hubbell,  
The Senate adjourned.

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*Lansing, Tuesday, June 9, 1885.*

The Senate met and was called to order by the President at 9 o'clock A. M.

Prayer by the Rev. Mr. Thompson.

Roll called: a quorum present.

Absent without leave Senators Curtiss, Francis, and Hertzler.

On motion of Mr. Hawley,

All absentees were excused for the day.

#### MOTIONS AND RESOLUTIONS.

Mr. Hawley moved to take from the table

House bill No. 547 (File No. 159), entitled

A bill to provide for the protection of hotel keepers,

Which motion prevailed.

The question being on insisting on or receding from an amendment by adding the following proviso:

"*Provided*, That the provisions of this act shall not apply to boarders at any hotel by the week or month;"

Mr. Hubbell moved that the Senate insist on the amendment and ask for a committee of conference;

Which motion prevailed.

#### THIRD READING OF BILLS.

Senate bill No. 368 (File No. 240), entitled

A bill to authorize the enlisting, organization, equipping, and mustering into the State service of military companies at Menominee, Muskegon, Detroit, Jackson, and Grand Rapids, in the State of Michigan, to be attached to the regiments of State troops,

Was read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

## YEAS. •

Mr. Brown,	Mr. Hawley,	Mr. Manwaring,	Mr. Shoemaker,
Carpenter,	Heisterman,	Monroe,	Smith, S. W.,
Carveth,	Henry,	Moon,	Spencer,
Davis,	Hubbell,	Pennell,	Stephenson,
Edwards,	Hueston,	Phelps,	Woodruff,
Greiner,	Kempf,	Sherwood,	23

## NAYS.

Mr. Pulver,	1
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The question being on agreeing to the title,

Mr. Hubbell moved to amend the title so as to read as follows:

A bill to authorize the enlisting, organization, equipping, and mustering into the State service, of military companies at Menominee, Muskegon, Detroit, Jackson, Grand Rapids, and Houghton, in the State of Michigan, to be attached to the regiments of State troops;

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Stephenson,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 679 (File No. 191), entitled

A bill to amend act No. 26, laws of 1873, entitled "An act to prevent and punish offenders for the adulteration of milk and the products made therefrom, and to repeal an act entitled 'An act to prevent the adulteration of milk, and to prevent the traffic in unwholesome milk,' approved March 31, 1871," being section 2244 of Howell's Annotated Statutes, by adding a section thereto to stand as section 2,

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Pulver moved to amend the bill as follows:

By striking out in section 2, line 3, all after the word "solids," and inserting in lieu thereof the words "And upon due proof that the same has been adulterated, the person so adulterating the same shall be liable to the penalties of this act;"

Which motion prevailed, and the bill was so amended.

Mr. Edwards moved to reconsider the vote by which the Senate amended the bill as above.

Mr. Hubbell moved the previous question;

Which was demanded by a majority of the Senators.

The question being, shall the main question be now put,

The same was ordered.

The motion to reconsider then prevailed.

The amendment was then not adopted.

The bill was then not passed, a majority of all the Senators elect not voting therefor by yeas and nays as follows:

## YEAS.

Mr. Austin,	Mr. Oline,	Mr. Hubbell,	Mr. Phelps,
Belknap,	Davis,	Hueston,	Spencer,
Carpenter,	Edwards,	Kempf,	Stephenson, 12

## NAYS.

Mr. Brown, Carveth, Greiner, Hawley,	Mr. Heisterman, Manwaring, Monroe,	Mr. Pennell, Pulver, Sherwood,	Mr. Shoemaker, Smith, G. A., Woodruff,	18
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Senate bill No. 74 (File No. 33), entitled

A bill to amend sections 16 and 18 of chapter 266 of the compiled laws of 1871, being sections 9649 and 9651 of Howell's Annotated Statutes, relative to county jails,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin, Belknap, Brown, Carveth, Davenport, Davis,	Mr. Edwards, Greiner, Hawley, Heisterman, Hubbell, Hueston,	Mr. Kempf, Manwaring, Monroe, Moon, Phelps, Pulver,	Mr. Sherwood, Shoemaker, Smith, G. A., Spencer, Stephenson, Woodruff,	24
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## NAYS.

Mr. Carpenter,	1
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Title agreed to.

On-motion of Mr. G. A. Smith,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate joint resolution No. 28 (File No. 22), entitled

Joint resolution to provide for placing a statue of Gen. Lewis Cass in the Representative gallery of illustrious Americans at the National Capitol,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin, Belknap, Brown, Carpenter, Davenport, Davis,	Mr. Greiner, Hawley, Heisterman, Hubbell, Hueston, Kempf,	Mr. Manwaring, Monroe, Moon, Pennell, Phelps, Pulver,	Mr. Sherwood, Shoemaker, Smith, S. W., Spencer, Stephenson, Woodruff,	24
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## NAYS.

Mr. Carveth,	1
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Title agreed to.

Pending the third reading of

Senate bill No. 233 (File No. 248), entitled

A bill making an appropriation and providing for the establishment of an experimental farm upon the plains land of Iosco county,

On motion of Mr. Carveth,

The bill was laid on the table.

Senate bill No. 250 (File No. 224), entitled

A bill to regulate the holding of caucuses,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin, Belknap, Carpenter, Carveth, Cline,	Mr. Davis, Greiner, Hawley, Hubbell, Hueston,	Mr. Manwaring, Monroe, Moon, Phelps, Sherwood,	Mr. Smith, G. A., Smith, S. W., Spencer, Woodruff,
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19

## NAYS.

Mr. Brown, Davenport,	Mr. Edwards, Heisterman,	Mr. Kempf, Pulver,	Mr. Shoemaker, Stephenson,
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8

Title agreed to.

Senate bill No. 249 (File No. 225), entitled

A bill to regulate the counting of votes at elections,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Belknap, Cline, Davis,	Mr. Hawley, Heisterman, Hubbell,	Mr. Hueston, Sherwood, Smith, G. A.,	Mr. Smith, S. W., Stephenson, Woodruff,
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12

## NAYS.

Mr. Austin, Brown, Carpenter, Carveth,	Mr. Davenport, Edwards, Kempf, Manwaring,	Mr. Monroe, Moon, Phelps,	Mr. Pulver, Shoemaker, Spencer,
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14

Mr. Hawley moved to reconsider the vote by which the Senate refused to pass the bill.

Mr. Pulver moved to lay the motion on the table;

Which motion did not prevail.

The question being on the motion to reconsider,

Mr. Hawley called for the yeas and nays.

The motion prevailed, by yeas and nays as follows:

## YEAS.

Mr. Belknap, Carveth, Cline, Davis, Edwards,	Mr. Greiner, Hawley, Heisterman, Hubbell,	Mr. Hueston, Kempf, Manwaring, Sherwood,	Mr. Smith, G. A., Smith, S. W., Stephenson, Woodruff,
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17

## NAYS.

Mr. Austin, Brown, Carpenter,	Mr. Monroe, Moon, Pennell,	Mr. Phelps, Pulver,	Mr. Shoemaker, Spencer,
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10

On motion of Mr. Hawley,

The bill was laid on the table.

Senate bill No. 232 (File No. 246), entitled

A bill to provide for the sale of certain State Tax lands,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin, Belknap,	Mr. Davis, Edwards,	Mr. Hubbell, Kempf,	Mr. Pulver, Smith, S. W.,
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Mr. Brown, Carpenter, Carveth,	Mr. Greiner, Hawley, Heisterman,	Mr. Mauwaring, Moon, Phelps,	Mr. Stephenson, Woodruff,	19
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## NAYS.

Mr. Cline,	Mr. Davenport,	Mr. Sherwood,	Mr. Shoemaker,	4
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Title agreed to.

Pending the third reading of  
Senate bill 237 (File No. 181), entitled

A bill to establish a board of medical examiners of the State of Michigan, to regulate the licensing of practitioners of physic and surgery, and to further regulate the practice of physic and surgery,

On motion of Mr. Hubbell,

The bill was laid on the table.

Senate joint resolution No. 33 (File No. 18), entitled

Joint resolution proposing an amendment to section 2, article 4, of the constitution of Michigan, relative to the formation of Senatorial districts and the election of Senators,

Was read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Hubbell moved to lay the joint resolution on the table;

Which motion did not prevail.

The question being on the passage of the joint resolution,

By unanimous consent, Mr. Edwards moved to amend the same as follows:

By striking out the following provision in section 2, line 3:

"No township or ward shall be divided in the formation of senatorial districts;"

And inserting in lieu thereof the following:

"No county shall be divided in the formation of Senate districts, except such county shall be equitably entitled to two or more Senators;"

Pending which,

On motion of Mr. Hubbell,

The joint resolution was laid on the table.

Senate bill No. 166 (File No. 247), entitled

A bill to provide for the disposal of all State swamp lands remaining unsold on the 1st day of January, 1886,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Belknap, Brown,	Mr. Davis, Hubbell,	Mr. Monroe, Phelps,	Mr. Stephenson, Woodruff,	8
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## NAYS.

Mr. Carpenter, Carveth, Cline, Davenport,	Mr. Edwards, Greiner, Hawley, Heisterman,	Mr. Kempf, Mauwaring, Moon, Pennell,	Mr. Sherwood, Shoemaker, Smith, G. A., Spencer,	16
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Senate bill No. 385 (File No. 228), entitled

A bill to provide for compensation to county clerks in certain cases,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Kempf,	Mr. Sherwood,
Belknap,	Greiner,	Manwaring,	Smith, G. A.,
Brown,	Hawley,	Monroe,	Smith, S. W.,
Carpenter,	Heisterman,	Moon,	Spencer,
Carveth,	Hubbell,	Pennell,	Stephenson,
Davenport,	Hueston,	Phelps,	Woodruff,
Davis,			
			25
			0

## NAYS.

Title agreed to.

On motion of Mr. Belknap,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 88 (File No. 249), entitled

A bill relative to suits for libel,

Was read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Monroe,	Mr. Smith, G. A.,
Belknap,	Greiner,	Moon,	Smith, S. W.,
Brown,	Hawley,	Pennell,	Spencer,
Carveth,	Heisterman,	Phelps,	Stephenson,
Oline,	Hueston,	Sherwood,	Woodruff,
Davenport,	Manwaring,	Shoemaker,	
			23

## NAYS.

Mr. Edwards, 1

Title agreed to.

Senate bill No. 333 (File No. 231), entitled

A bill to compel foreign corporations and joint stock companies organized for the purpose of smelting, refining, or reducing iron, lead, copper, or other ores and minerals, doing business in the State of Michigan, to make annual reports to the Auditor General, and to provide for a specific tax on the business of the same,

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Hubbell moved to amend the bill as follows:

By striking out of section 3, line 13, the words "the county of Houghton, one with the clerk of the county of Wayne, and the other," and inserting in lieu thereof the following: "of each county in which their works or any part thereof may be located, and one;"

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Kempf,	Mr. Shoemaker,
Belknap,	Edwards,	Manwaring,	Smith, G. A.,
Brown,	Hawley,	Monroe,	Smith, S. W.,
Carpenter,	Heisterman,	Moon,	Stephenson,
Carveth,	Hubbell,	Phelps,	Woodruff,
Davenport,	Hueston,	Sherwood,	
			23

## NAYS.

0

The question being on agreeing to the title,

Mr. Hubbell moved to amend the title so as to read as follows:

A bill to compel foreign corporations and joint stock companies organized for the purpose of smelting, refining, or reducing iron, lead, copper, or other ores, and minerals, doing business in the State of Michigan, to make annual reports to the Auditor General;

Which motion prevailed.

The title as amended was then agreed to.

Senate bill No. 124 (File No. 63), entitled

A bill to revise the laws providing for the incorporation of all manufacturing companies, except such as are contemplated by act No. 42 of the session laws of 1867 (which provides for the incorporation of persons or corporations engaged in the manufacture of salt), and mercantile companies, or any union of the two, and to fix the duties and liabilities of such corporations;

Pending the third reading of the bill,

On motion of Mr. Austin,

The Senate took a recess until 2 o'clock P. M.

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#### AFTERNOON SESSION.

*2 o'clock P. M.*

The Senate met and was called to order by the President.

Roll called: a quorum present.

Mr. Edwards offered the following resolution:

*Resolved*, That D. G. Crotty, Assistant Sergeant-at-Arms, have the use of the Senate chamber Friday evening, June the 12th, for the delivery of his lecture on the Army of the Potomac;

Which was adopted.

The President announced that the hour had arrived which the Senate set apart for the consideration of the following bills:

House bill No. 223 (File No. 120), entitled

A bill to secure enforcement of the laws regulating the fisheries of this State, and the gathering of fishery statistics, for the appointment of an inspector and wardens for that purpose and defining the duties of such officers and all persons in relation to the same, and to make appropriation therefor;

House bill No. 361 (File No. 404), entitled

A bill making appropriations for the board of fish commissioners for the year ending June 30, 1886, and the year ending June 30, 1887.

#### SPECIAL ORDER.

On motion of Mr. Kempf,

The Senate went into committee of the whole on the special order,

The President in the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

House bill No. 223 (File No. 120), entitled

A bill to secure the enforcement of the laws regulating the fisheries of this State, and the gathering of fishery statistics, for the appointment of an



inspector and wardens for that purpose and defining the duties of such officers and all persons in relation to the same, and to make appropriation therefor;

House bill No. 361 (File No. 404), entitled

A bill making appropriation for the board of fish commissioners for the year ending June 30, 1886, and the year ending June 30, 1887,

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

A. BUTTARS, *Chairman*.

Report accepted.

Mr. Kempf moved a call of the Senate;

Which motion did not prevail.

The question being on concurring in the action of the committee of the whole, in striking out all after the enacting clause of the two named bills,

Mr. Kempf called for a division of the question.

The question being on concurring as to the first named bill,

Mr. Kempf moved to lay the bill on the table.

Mr. Kempf called for the yeas and nays.

The motion did not prevail by yeas and nays as follows:

YEAS.

Mr. Belknap, Edwards, Greiner,	Mr. Hawley, Hubbell, Hueston,	Mr. Kempf, Monroe, Moon,	Mr. Pulver, Woodruff,	11
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NAYS.

Mr. Carpenter, Carveth, Oline, Davenport,	Mr. Davis, Heisterman, Henry,	Mr. Hertzler, Manwaring, Phelps,	Mr. Sherwood, Shoemaker, Smith, G. A.,	13
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The question being on concurring in the action of the committee,

Mr. Kempf called for the yeas and nays.

The action of the committee was not concurred in, by yeas and nays as follows:

YEAS.

Mr. Carveth, Cline, Davis,	Mr. Heisterman, Henry, Hertzler,	Mr. Manwaring, Sherwood,	Mr. Shoemaker, Smith, G. A.,	10
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NAYS.

Mr. Belknap, Carpenter, Davenport,	Mr. Greiner, Hawley, Hueston,	Mr. Kempf, Monroe, Moon,	Mr. Phelps, Pulver, Woodruff,	12
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On motion of Mr. Hawley,

The bill was laid on the table.

The question being on concurring in the action of the committee regarding the second named bill,

Mr. Kempf called for the yeas and nays.

The same was not concurred in, by yeas and nays as follows:

YEAS.

Mr. Heisterman,

1

NAYS.

Mr. Austin, Belknap,	Mr. Davis, Edwards,	Mr. Hueston, Kempf,	Mr. Sherwood, Smith, G. A.,
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Mr. Brown,  
Carpenter,  
Carveth,  
Davenport,

Mr. Greiner,  
Hawley,  
Hubbell,

Mr. Monroe,  
Phelps,  
Pulver,

Mr. Spencer,  
Stephenson,  
Woodruff,

21

Mr. Kempf moved that

House bill No. 361 (File No. 404), entitled

A bill making appropriations for the board of fish commissioners for the year ending June 30, 1886, and the year ending June 30, 1887,

Be placed on its immediate passage;

Which motion prevailed.

The bill was then read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Hubbell moved to amend the bill as follows:

By adding to section 2 the following:

"That the further sum of two thousand six hundred and fifty dollars is hereby appropriated for the purpose of conducting a station at Sault Ste. Marie, Michigan;

Which motion prevailed, and the bill was so amended.

By unanimous consent, Mr. Hubbell moved to further amend the bill as follows:

By adding the following to section 2:

"And the further sum of \$5,700 for the purpose of erecting a station at that point;"

Which motion did not prevail.

Mr. G. A. Smith moved to reconsider the vote by which the bill was amended;

Which motion prevailed.

• The question being on adopting the amendment,

The same was not adopted.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Anstin,  
Belknap,  
Brown,  
Carpenter,  
Carveth,  
Davenport,

Mr. Davis,  
Edwards,  
Greiner,  
Hawley,  
Hubbell,  
Hueston,

Mr. Kempf,  
Monroe,  
Moon,  
Phelps,  
Pulver,

Mr. Sherwood,  
Smith, G. A.,  
Spencer,  
Stephenson,  
Woodruff,

22

#### NAYS.

Mr. Oline, Mr. Heisterman, Mr. Manwaring, Mr. Shoemaker, 4

Title agreed to.

On motion of Mr. Kempf,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Belknap moved to take from the table

House bill No. 602 (File No. 288), entitled

A bill to amend sections 1, 3, 4, 5, 6 and 7 of act No. 15, of the session laws of 1883, being an act creating a bureau of labor and industrial statistics, and defining the powers and duties of the same;

Which motion prevailed.

The question being on insisting on or receding from the amendments made to it by the Senate,

Mr. Belknap moved that the Senate insist, and ask for a committee of conference;

Which motion prevailed.

By unanimous consent the Senate returned to the order of

#### MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE,  
Lansing, Mich., June 5, 1885. }

*To the Senate:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

[Senate bill No. 139, File No. 175, being]

An act to establish a State House of Correction and a branch of the State Prison in the Upper Peninsula, and to provide for the location and erection thereof, and making an appropriation therefor.

RUSSELL A. ALGER, *Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President also announced the following:

HOUSE OF REPRESENTATIVES,  
Lansing, June 9, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 141 (File No. 217), entitled

A bill to provide for bringing suits against coöperative and mutual benefit insurance societies and associations organized under the laws of other States or territories and doing business in this State;

And to inform the Senate that the House has amended the same as follows:

1. Amend section 1, line 4, by striking out the words "Secretary of State," and inserting in lieu thereof the words "Commissioner of Insurance;"

2. Amend section 3, line 2, by striking out the words "Secretary of State," and inserting in lieu thereof the words "Commissioner of Insurance;"

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Hubbell moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Hubbell,	Mr. Palver,
Belknap,	Davis,	Hueston,	Shoemaker,
Brown,	Edwards,	Manwaring,	Smith, G. A.,
Carpenter,	Greiner,	Monroe,	Spencer,
Carveth,	Hawley,	Pennell,	Stephenson,
Cline,	Heisterman,	Phelps,	Woodruff,

#### NAYS.

On motion of Mr. Oline,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 9, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to inform the Senate relative to Senate bill No. 202 (File No. 65), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan,

In regard to which a disagreement exists between the two Houses, and on which the Senate has requested a committee of conference;

Now to inform the Senate that the House has acceded to the request for a committee of conference, and that Messrs. Campbell and Richardson have been appointed as such committee on the part of the House.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The message was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 9, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to inform the Senate in regard to Senate bill No. 155 (File No. 129), entitled

A bill to provide for the punishment of public officers, their servants and agents, who knowingly and unlawfully appropriate to their own use, or to the use of others, the money or property committed to their care,

Relative to which a disagreement exists between the two houses, and on which the Senate has requested a committee of conference;

Now to inform the Senate that the House has acceded to the request for a conference committee, and that Messrs. Brant and Sellers have been appointed as such committee on the part of the House.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The message was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 9, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

1. Senate bill No. 310 (File No. 166), entitled

A bill to amend sections 10 and 12 of chapter 268, compiled laws of 1871, being compiler's sections 8135 and 8137, as amended by act 84, public acts of 1877, relative to the Reform School, being sections 9317 and 9319 of Howell's Annotated Statutes of 1882;

And to inform the Senate that the House has amended the same as follows:

*First*, Amend Sec. 1, line 9, by striking out the word "ten" and inserting in lieu thereof the word "eleven."

*Second*, Amend Sec. 15 by striking out from the end of said section the words "The Superintendent of the Reform School may at all times act as the agent of the Reform School, as provided for in this act;"

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Spencer moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Hueston,	Mr. Phelps,
Belknap,	Greiner,	Kempf,	Pulver,
Brown,	Hawley,	Manwaring,	Smith, G. A.,
Carpenter,	Heisterman,	Monroe,	Spencer,
Oline,	Hertzler,	Moon,	Stephenson,
Davenport,	Hubbell,	Pennell,	Woodruff,
Davis,			

25

NAYS.

0

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 9, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bills:

1. Senate bill No. 55 (File No. 199), entitled

A bill to prohibit the use of the words "warranty deed" or similar words on any deed except on warranty deeds;

2. Senate bill No. 161 (File No. 200), entitled

A bill to amend act 137, of the laws of 1849, by adding a new section thereto, to stand as section 28, relative to authorizing proceedings against garnishees and for other purposes;

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The two bills were referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 9, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

## 1. House bill No. 571 (File No. 413), entitled

A bill to provide for the purchase of certain lands adjoining lands now owned by the Michigan State Prison at Jackson, and for the sale of certain lands owned by the State of Michigan;

## 2. House bill No. 723 (File No. 426), entitled

A bill to prevent sheriffs, constables, and coroners from hiding or concealing goods and chattels taken on execution, and to punish as a misdemeanor, such action on their part;

## 3. House bill No. 198 (File No. 419), entitled

A bill to amend sections 7, 25, and 34 of an act entitled an act for the reorganization of the military forces of the State of Michigan, approved January 18, 1862, being sections 874, 892, and 901 of Howell's Annotated Statutes;

## 4. House bill No. 545 (File No. 418), entitled

A bill to amend section 10 of an act entitled "An act authorizing the formation of partnership associations in which the capital subscribed shall alone be responsible for the debts of the association, except under certain circumstances, approved May 22, 1877, being section 2374, Howell's Statutes;

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first-named bill was read a first and second time by its title, and referred to the committee on State prisons, and appropriations and finance jointly.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

The third named bill was read a first and second time by its title, and referred to the committee on military affairs.

The fourth named bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 9, 1885.

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bills:

## 1. Senate bill No. 242 (File No. 149), entitled

A bill to amend section 3 of chapter 4 of act No. 326 of the session laws of 1882, entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883;

## 2. Senate bill No. 163 (File No. 215), entitled

A bill to amend section 29 of chapter 202 of the compiled laws of 1871, relative to garnishees, being section 8085 of Howell's Annotated Statutes;

## 3. Senate bill No. 196 (File No. 174), entitled

A bill to amend sections 6947 and 6948 of Howell's Annotated Statutes, being compiler's sections 5382 and 5383 of the compiled laws of 1871, relative to assignment of judgments in justices' courts;

## 4. Senate bill No. 157 (File No. 109), entitled

A bill to amend Sec. 15 of chapter 259 of the compiled laws of 1871, being

section 9468 of Howell's Annotated Statutes, relative to the exclusion of witnesses and spectators during trials before magistrates;

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The four named bills were referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 9, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to re-transmit the following entitled bill: House bill No. 643 (File No. 36.), entitled

A bill to authorize the Board of Control of State swamp lands to cause the removal of jams or rafts of flood wood and deepen the channel where necessary in and from Newton creek in the township of Alpena, in the county of Alpena, now to appropriate not exceeding three sections of State swamp land to defray the cost thereof;

Which passed the House May 12, 1885, and which also passed the Senate June 5, 1885, now to inform the Senate that the House, by a vote of two-thirds of all the members elect, ordered the bill to take immediate effect, and in which the concurrence of the Senate is respectfully asked. •

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

On motion of Mr. Stephenson,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 9, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

1. House bill No. 485 (File No. 411), entitled

A bill to amend sections 1, 2, 3, and 5, act No. 144 of session laws of 1883, entitled "An act to provide for the compulsory education of children in certain cases;"

2. House bill No. 481 (File No. 421), entitled

A bill to regulate the appointments made by the Governor of this State of the members of the boards in control and trustees in charge of the several State institutions;

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on education and public schools.

The second named bill was read a first and second time by its title, and referred to the committee on State affairs.

On motion of Mr. Hubbell,

The Senate went into executive session, the time being 4:25 o'clock P. M.

The executive session closed, the time being 4:35 o'clock P. M.

### THIRD READING OF BILLS.

Senate bill No, 124 (File No. 63), entitled

A bill to revise the laws providing for the incorporation of all manufacturing companies, except such as are contemplated by act No. 43 of the session laws of 1867 (which provides for the incorporation of persons or corporations engaged in the manufacture of salt), and mercantile companies, or any union of the two, and to fix the duties and liabilities of such corporations,

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Monroe moved to amend the bill as follows:

By striking out of section 2, sixth subdivision, the written amendment thereto and inserting in lieu thereof the following:

"Which shall not be less than ten per cent, and the amount so paid in shall not be reduced below such per cent of its capital;"

Which motion prevailed and the bill was so amended.

By unanimous consent, Mr. Monroe moved to further amend the bill as follows:

By striking out of section 12, line 18, the word "first," and inserting in lieu thereof the word "last;"

Which motion prevailed, and the bill was so amended.

By unanimous consent, Mr. Shoemaker moved to further amend the bill as follows:

By inserting in section 12, line 6 after the word "report," the words "and such other information as the Secretary of State may require;"

Which motion prevailed, and the bill was so amended.

By unanimous consent, Mr. Monroe moved to further amend the bill as follows:

By striking out of section 12, lines 2 and 3, the words "year ending on the thirty-first day of December preceeding," and inserting in lieu thereof the following: "for the preceding fiscal year of such corporation;"

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

### YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Kempf,	Mr. Shoemaker,
Brown,	Greiner,	Monroe,	Smith, G. A.
Carpenter,	Heisterman,	Moon,	Spencer,
Carveth,	Hertzler,	Pennell,	Stephenson,
Cline,	Hubbell,	Phelps,	Woodruff,
Davis,	Hueston,		

23

### NAYS.

Mr. Hawley,

1

Title agreed to.

Senate concurrent resolution (File No. 24), entitled

Concurrent resolution to authorize and direct the Board of State Auditors to provide for lighting the capitol building and grounds with electric light.

By unanimous consent, Mr. Greiner moved to amend the resolution as follows:



By striking out of the concurrent resolution line 5 the words "or before;"

Mr. Greiner called for the yeas and nays.

The amendment was not agreed to, by yeas and nays as follows:

## YEAS.

Mr. Greiner,	Mr. Hawley,	Mr. Heisterman,	Mr. Hueston,	4
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## NAYS.

Mr. Austin,	Mr. Carveth,	Mr. Hubbell,	Mr. Moon,	
Belknap,	Davenport,	Kempf,	Phelps,	
Brown,	Davis,	Monroe,	Stephenson,	
Carpenter,	Edwards,			14

The concurrent resolution was then adopted.

House bill No. 377 (File No. 377), entitled

A bill to provide that all sureties upon official bonds shall make justification under oath of their pecuniary responsibility,

Was read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hubbell,	Mr. Moon,	
Belknap,	Edwards,	Hueston,	Smith, G. A.,	
Brown,	Greiner,	Kempf,	Spencer,	
Carpenter,	Hawley,	Manwaring,	Stephenson,	
Carveth,	Heisterman,	Monroe,	Woodruff,	
Cline,	Hertzler,			22

## NAYS.

0

Title agreed to.

House bill No. 641 (File No. 389), entitled

A bill to amend sections 1 and 2 of act number 178 of the session laws of 1881, approved May 31, 1881, relative to jurisdiction of circuit courts in suits against mutual benefit, coöperative, and benevolent associations, being compiler's sections 4360 and 4361 of Howell's Annotated Statutes of 1882;

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

On motion of Mr. Belknap,

The bill was laid on the table.

House bill No. 334 (File No. 189), entitled

A bill to amend section 30 of chapter 153 of the revised statutes of 1846, being section 7539 of the compiled laws of 1871, relative to offenses against the lives and persons of individuals,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hubbell,	Mr. Smith, G. A.,	
Belknap,	Edwards,	Hueston,	Spencer,	
Carveth,	Hawley,	Kempf,	Stephenson,	
Oline,	Heisterman,	Manwaring,	Woodruff,	
Davenport,	Henry.	Moon,		19

## NAYS.

Mr. Brown,	Mr. Carpenter,	2
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Title agreed to.

House bill No. 210 (File No. 412), entitled

A bill to amend section 5 of act No. 31, session laws of 1858, being section 5394 of Howell's Annotated Statutes of 1882 relative to the sale and reclamation of swamp lands and securing pre-emption of settlers,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hubbell,	Mr. Pennell,	
Belknap,	Edwards,	Hueston,	Phelps,	
Brown,	Greiner,	Kempf,	Smith, G. A.,	
Carpenter,	Hawley,	Manwaring,	Spencer,	
Carveth,	Hoisterman,	Monroe,	Stephenson,	
Cline,	Henry,	Moon,	Woodruff,	
Davenport,	Hertzler,			26
				0

NAYS.

Title agreed to.

On motion of Mr. Carveth,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Carveth moved to take from the table

House bill No. 641 (File No. 389), entitled

A bill to amend sections 1 and 2 of act number 178 of the session laws of 1881, approved May 31, 1881, relative to jurisdiction of circuit courts in suits against mutual benefit, coöperative, and benevolent associations, being compiler's sections 4360 and 4361 of Howell's Annotated Statutes of 1882,

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

By unanimous consent, Mr. Hubbell moved to amend the bill as follows:

By inserting in the enacting section after the figures "1881," where they last occur, the words "as amended by act No. 160 of the public acts of 1883;"

Which motion prevailed and the bill was so amended.

By unanimous consent, Mr. Carveth moved to further amend the bill as follows:

By inserting in section 1, line 4, after the word "policies" the words "certificates of membership;"

Which motion prevailed and the bill was so amended.

The question being on the passage of the bill,

On motion of Mr. G. A. Smith,

The bill was laid on the table.

On motion of Mr. Hawley,

The Senate adjourned.

*Lansing, Wednesday, June 10, 1885.*

The Senate met and was called to order by the President at 9 o'clock A. M.

Roll called : a quorum present.

**REPORTS OF STANDING COMMITTEES.**

By the committee on public lands :

The committee on public lands, to whom was referred

House bill No. 608 (File No. 422), entitled

A bill making an appropriation of State swamp lands to aid the county of Ingham to drain and reclaim certain swamp and overflowed lands by opening and deepening the outlet of Hewes and Ewers lakes, and to authorize a tax to complete the same and to repeal act No. 85 of the session laws of 1881, entitled "An act to authorize the board of control of State swamp lands to make an appropriation of swamp land to drain and reclaim certain swamp and overflowed lands in Ingham and Bunkerhill townships, Ingham county, by opening and deepening the natural outlet of Hewes and Ewers lakes," approved April 12, 1881,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

**J. MANWARING, *Chairman.***

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on State prison and appropriations and finance :

The committee on State prison and appropriations and finance, to whom was referred

House bill No. 571 (File No. 413), entitled

A bill to provide for the purchase of certain lands adjoining lands now owned by the Michigan State Prison at Jackson, and for the sale of certain lands owned by the State of Michigan,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

**S. F. BROWN,**

*Chairman Committee on State Prison,*

**G. A. SMITH,**

*Chairman Committee Appropriations and Finance.*

Report accepted and committees discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State prison and appropriations and finance :

The committee on State prison and appropriations and finance, to whom was referred

House bill No. 676 (File No. 364), entitled

A bill making an appropriation for an engine and boiler house and sundry internal improvements in the State prison, at Jackson, Mich., also an appropriation for the purpose of manufacturing in said institution on State account,

Respectfully report that they have had the same under consideration, and have directed us to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

S. F. BROWN,

*Chairman of Committee on State Prison.*

GEO. A. SMITH,

*Chairman Committee on Appropriations and Finance.*

Report accepted and committee discharged.

On motion of Mr. G. A. Smith,

The bill was placed on the order of third reading.

By the committee on banks and corporations:

The committee on banks and corporations, to whom was referred

Senate bill No. 142, entitled

A bill to authorize the formation of electric clock and time companies.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do lie on the table, and ask to be discharged from the further consideration of the subject.

C. J. MONROE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Monroe,

The bill was laid on the table.

#### REPORT OF SELECT COMMITTEE.

By the select committee on apportionment:

The select committee on apportionment, to whom was referred

Senate bill No. 313 (File 253), entitled

A bill for the apportionment of Senators in the State Legislature,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

CHAS. AUSTIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Austin,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

The President also announced the following:

EXECUTIVE OFFICE, }  
Lansing, June 9, 1885. }

*To the Senate:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

[Senate bill No. 154, Manuscript, being]

An Act to organize the township of Ironwood, county of Ontonagon;

Also,

[Senate bill No. 315, Manuscript, being]

An Act to provide for boilers and steam heating for the asylum for insane criminals;

Also,

[Senate bill No. 353, File No. 201, being]

An Act to amend section 4304 of the compiled laws of 1871, being section 5774 of Howell's Annotated Statutes, relative to determination of all estates at will or by sufferance;

Also,

[Senate bill No. 122, File No. 145, being]

An Act to amend section 3 of act No. 193 of the session laws of 1867, being section 8020 of Howell's Annotated Statutes of 1882, relative to attachment;

Also,

[Senate bill No. 105, File No. 190, being]

An Act to authorize the specific performance by guardians of insane and incompetent persons, of contracts made by their wards for the conveyance of real estate;

Also,

[Senate bill No. 123, File No. 144, being]

An Act to amend section 2 of chapter 165 of the compiled laws of 1871, being section 6109 of Howell's Annotated Statutes relative to adjournments of sales of real estate on execution;

Also,

[Senate bill No. 175, File No. 243, being]

An Act to provide for the assessment of property and the levy and collection of taxes thereon.

R. A. ALGER, *Governor*.

The message was laid on the table.

#### MOTIONS AND RESOLUTIONS.

Mr. Monroe moved to take from the table

Senate bill No. 192 (File No. 131), entitled

A bill to provide for a Deputy Attorney General for the office of Attorney General at Lansing;

Which motion prevailed.

On motion of Mr. Monroe,

The bill was placed on the order of third reading.

Mr. Monroe moved that a message be sent to the House for the return of House bill No. 376 (File No. 279), entitled

A bill providing for the employment, defining the duties, and fixing the compensation of a stenographer for the ninth judicial circuit, State of Michigan;

Which motion prevailed.

Mr. Pulver moved that a message be sent to the House for the return of House bill No. 574 (File No. 284), entitled

A bill to amend an act to incorporate the city of Owosso, approved February 15, 1859, and acts amendatory thereof, and to repeal sections 29, 196, and 197 of said act;

Which motion prevailed.

Mr. Austin moved to take from the table

Senate bill No. 227 (File No. 236), entitled

A bill making an appropriation for the State Industrial Home for Girls for the years 1885 and 1886 ;

Which motion prevailed.

The question being on concurring in the adoption of the House substitute for the bill,

The same was concurred in, by yeas and nays as follows :

YEAS.

Mr. Austin,	Mr. Francis,	Mr. Hueston,	Mr. Phelps,
Carpenter,	Greiner,	Kempf,	Pulver,
Carveth,	Hawley,	Manwaring,	Sherwood,
Curtiss,	Heisterman,	Monroe,	Smith, G. A.,
Davenport,	Hertzler,	Moon,	Spencer,
Edwards,	Hubbell,	Pennell,	Woodruff,
			24

NAYS.

0

Title agreed to.

On motion of Mr. Austin,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The bill was referred to the committee on engrossment and enrollment for enrollment.

Mr. Curtiss moved to take from the table

House bill No. 531 (File No. 405), entitled,

A bill to create a commission of toll roads and toll bridges, being supplemental to chapter 96 of Howell's General Statutes, compilation of 1882, and to amend section 40 of said chapter 96 ;

Which motion prevailed.

On motion of Mr. Curtiss,

The bill was placed on the order of third reading.

Mr. Hawley moved to take from the table

House bill No. 442 (File No. 225), entitled

A bill to authorize suits at law upon indebtedness before the maturity thereof in certain cases ;

Which motion did not prevail.

Mr. G. A. Smith moved to take from the table

Senate bill No. 300 (File No. 90), entitled

A bill to amend section 1 of act No. 177 of the session laws of 1881, entitled "An act relative to the delivery of grain by railway companies," approved May 31, 1881 ;

Which motion prevailed.

On motion of Mr. G. A. Smith,

The bill was placed on the order of third reading.

By the committee on engrossment and enrollment :

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following :

Senate bill No. 141 (File No. 217), entitled

A bill to provide for bringing suits against coöperative and mutual benefit insurance societies and associations organized under the laws of other States or territories and doing business in this State ;

Also,

Senate bill No. 242 (File No. 149), entitled

A bill to amend section 2 of chapter 4 of act No. 326 of the session laws of 1883, entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883;

Also,

Senate bill No. 196 (File No. 174), entitled

A bill to amend sections 6947 and 6948 of Howell's Annotated Statutes, being compiler's sections 5382 and 5383 of the compiled laws of 1871, relative to assignments of judgments in justices' courts;

Also,

Senate bill No. 157 (File No. 109), entitled

A bill to amend section 15 of chapter 259 of the compiled laws of 1871, being section 9468 of Howell's Annotated Statutes, relative to the exclusion of witnesses and minors during trials before magistrates;

Also,

Senate bill No. 163 (File No. 215), entitled

A bill to amend section 29 of chapter 202 of the compiled laws of 1871, relative to garnishees, being section 8085 of Howell's Annotated Statutes;

Also,

Senate bill No. 55 (File No. 199), entitled

A bill to prohibit the use of the words "warranty deed" or similar words on any deed except on warranty deeds;

Also,

Senate bill No. 161 (File No. 200), entitled

A bill to amend act 137, of the laws of 1849, by adding a new section thereto, to stand as section 28, relative to authorizing proceedings against garnishees and for other purposes;

Also,

Senate bill No. 310 (File No. 166), entitled

A bill to amend sections 10 and 12 of chapter 268, compiled laws of 1871, being compiler's sections 8135 and 8137 as amended by act 84, public acts of 1877, relative to the Reform School, being sections 9817 and 9819 of Howell's Annotated Statutes of 1882.

J. W. BELKNAP, *Chairman.*

Report accepted.

Mr. Pulver moved to reconsider the vote by which the Senate passed the following concurrent resolution:

Concurrent resolution (File No. 24), entitled

Concurrent resolution to authorize and direct the Board of State Auditors to provide for lighting the capitol building and grounds with electric light.

The President announced that the hour had arrived which the Senate set apart for the consideration of

Senate bill No. 272 (File No. 414), entitled

A bill to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto.

#### SPECIAL ORDER.

On motion of Mr. Edwards,

The Senate went into committee of the whole, on the special order,

The President *pro tem.* in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following:

House bill No. 272 (File No. 414), entitled

A bill to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto;

Have made some progress therein, but not having gone through therewith, have directed their chairman to report that fact to the Senate and ask leave to sit again.

J. W. BELKNAP, *Chairman*.

On motion of Mr. Hertzler,

The Senate took a recess until 2 o'clock P. M.

#### AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President *pro tem*.

Roll called: a quorum present.

The pending question being upon reconsidering the vote by which the Senate passed

Senate concurrent resolution (File No. 24), entitled

Concurrent resolution to authorize and direct the Board of State Auditors to provide for lighting the Capitol building and grounds with electric light,

Mr. Pulver called for the yeas and nays.

The motion did not prevail by yeas and nays, as follows:

#### YEAS.

Mr. Curtiss,	Mr. Heisterman,	Mr. Sherwood,	Mr. Shoemaker,	
Greiner,	Pulver,			6

#### NAYS.

Mr. Austin,	Mr. Edwards,	Mr. Kempf,	Mr. Smith, G. A.,	
Brown,	Francis,	Manwaring,	Spencer,	
Carpenter,	Hertzler,	Monroe,	Stephenson,	
Carveth,	Hubbell,	Moon,	Woodruff,	
Cline,	Hueston,	Phelps,	President	
Davenport,			<i>pro tem</i> ,	21

Mr. Hubbell moved that a message be sent to the House for the return of Senate bill No. 332 (File No. 226), entitled

A bill to regulate freight tariffs, to provide for a uniform classification of freights and maximum freight rates, and to prevent unjust discrimination in charges of tolls or compensation for the transportation of freights upon the railroads in this State.

Mr. Shoemaker called for the yeas and nays.

The motion prevailed, by yeas and nays as follows:

#### YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Hubbell,	Mr. Phelps,	
Carpenter,	Edwards,	Hueston,	Spencer,	
Cline,	Francis,	Kempf,	Stephenson,	
Curtiss,	Hertzler,	Monroe,	President	
			<i>pro tem</i> ,	16



## NAYS.

Mr. Carveth, Greiner, Heisterman,	Mr. Moon, Pennell,	Mr. Pulver, Sherwood,	Mr. Shoemaker, Woodruff,	9
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Mr. Hertzler moved that the Senate go into the committee of the whole on the special order;

Which motion did not prevail.

Mr. Hubbell moved that the Senate go into executive session,

Which motion prevailed, the time being 2:20 o'clock P. M.

The executive session closed, the time being 2:25 o'clock P. M.

Mr. Hubbell moved that the Senate go into the committee of the whole, for the consideration of the apportionment bill, being Senate File No. 253.

Mr. Oline called for the nays and yeas.

The motion prevailed, by yeas and nays as follows:

## YEAS.

Mr. Austin, Brown, Carpenter, Carveth, Edwards,	Mr. Francis, Hubbell, Kempf, Monroe,	Mr. Moon, Phelps, Smith, G. A., Smith, S. W.,	Mr. Spencer, Stephenson, Woodruff, President <i>pro tem.</i> , 17
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## NAYS.

Mr. Cline, Davenport, Davis,	Mr. Greiner, Heisterman, Hertzler,	Mr. Hueston, Manwaring, Pulver,	Mr. Sherwood, Shoemaker,	11
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## GENERAL ORDER.

Whereupon the President *pro tem.* called Mr. G. A. Smith to the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 343 (File No. 253), entitled

A bill for the apportionment of Senators in the State legislature;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend that the bill be placed on its immediate passage.

G. A. SMITH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. G. A. Smith,

The Senate concurred in the amendment made to the bill by the committee.

Mr. Hawley move to indefinitely postpone the farther consideration of the bill.

Mr. Hubbell called for the yeas and nays.

Mr. Hertzler moved to adjourn,

Which motion did not prevail by yeas and nays as follows:

## YEAS.

Mr. Cline, Curtiss, Davis,	Mr. Greiner, Hawley, Heisterman,	Mr. Hertzler, Hueston, Manwaring,	Mr. Pennell, Pulver, Shoemaker, 12
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## NAYS.

Mr. Austin, Brown, Carpenter, Carveth, Davenport,	Mr. Edwards, Francis, Hubbell, Kempf, Monroe,	Mr. Moon, Phelps, Smith, G. A., Smith, S. W.,	Mr. Spencer, Stephenson, Woodruff, President <i>pro tem.</i> , 18
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The question being on indefinitely postponing the further consideration of the bill,

The motion did not prevail by yeas and nays as follows:

## YEAS.

Mr. Cline, Curtiss, Davenport, Davis,	Mr. Greiner, Hawley, Heisterman,	Mr. Hertzler, Manwaring, Pennell,	Mr. Pulver, Sherwood, Shoemaker,	13
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## NAYS.

Mr. Austin, Brown, Carpenter, Carveth, Edwards,	Mr. Francis, Hubbell, Hueston, Kempf, Monroe,	Mr. Moon, Phelps, Smith, G. A., Smith, S. W.,	Mr. Spencer, Stephenson, Woodruff, President <i>pro tem.</i> , 18
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Mr. Hawley moved that the Senate do now adjourn.

The motion did not prevail by yeas and nays, as follows:

## YEAS.

Mr. Cline, Curtiss, Greiner,	Mr. Hawley, Heisterman, Hertzler,	Mr. Manwaring, Pennell,	Mr. Pulver, Shoemaker,	10
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## NAYS.

Mr. Austin, Brown, Carpenter, Carveth, Davenport,	Mr. Davis, Edwards, Francis, Hubbell, Kempf,	Mr. Monroe, Moon, Phelps, Smith, G. A., Smith, S. W.,	Mr. Spencer, Stephenson, Woodruff, President <i>pro tem.</i> , 19
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Mr. Hawley moved to lay the bill on the table;

Which motion did not prevail.

Mr. Greiner moved that the Senate adjourn;

Which motion did not prevail.

The question being on concurring in the recommendation of the committee that the bill be placed on its immediate passage,

Mr. Cline called for the yeas and nays.

The recommendation of the committee was concurred in, by yeas and nays, as follows:

## YEAS.

Mr. Austin, Brown, Carpenter, Carveth, Edwards,	Mr. Francis, Hubbell, Kempf, Monroe,	Mr. Moon, Phelps, Smith, G. A., Smith, S. W.,	Mr. Spencer, Stephenson, Woodruff, President <i>pro tem.</i> , 17
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## NAYS.

Mr. Cline, Curtiss, Davenport, Davis,	Mr. Greiner, Hawley, Heisterman,	Mr. Hertzler, Manwaring, Pennell,	Mr. Pulver, Sherwood, Shoemaker,
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13

The question being on the passage of the bill, viz. :

Senate bill No. 350 (File No. 252), entitled

A bill for the apportionment of Senators in the State Legislature.

The bill was then read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Shoemaker moved to amend the bill as follows

By striking out the following :

"The sixth district shall consist of the counties of Jackson and Hillsdale, and the election returns shall be made to the county clerk's office in the county of Hillsdale," and inserting in lieu thereof the following :

"The sixth district shall consist of the county of Jackson."

Mr. Shoemaker called for the yeas and nays.

The amendment was not agreed to, by yeas and nays as follows :

## YEAS.

Mr. Cline, Curtiss, Davenport, Davis,	Mr. Greiner, Hawley, Heisterman, Hertzler,	Mr. Hueston, Manwaring, Pennell,	Mr. Pulver, Sherwood, Shoemaker,
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14

## NAYS.

Mr. Austin, Brown, Carpenter, Carveth, Edwards,	Mr. Francis, Hubbell, Kempf, Monroe,	Mr. Moon, Phelps, Smith, G. A., Smith, S. W.,	Mr. Spencer, Stephenson, Woodruff, President <i>pro tem.</i> , 17
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By unanimous consent, Mr. Cline moved to further amend the bill as follows :

1. By inserting in line 35, after the word "Oakland," the words "and Macomb and the election returns shall be made to the county clerk's office, in the county of Oakland ;"

2. By striking out of line 36 all after the word "the" where it last occurs, and inserting in lieu thereof the words "county of St. Clair."

Mr. Shoemaker called for the yeas and nays.

The amendment was not agreed to, by yeas and nays as follows :

## YEAS.

Mr. Cline, Curtiss, Davenport, Davis,	Mr. Greiner, Hawley, Heisterman, Hertzler,	Mr. Hueston, Manwaring, Pennell,	Mr. Pulver, Sherwood, Shoemaker,
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## NAYS.

Mr. Austin, Brown, Carpenter, Carveth, Edwards,	Mr. Francis, Hubbell, Kempf, Monroe, Moon,	Mr. Phelps, Smith, G. A., Smith, S. W., Spencer,	Mr. Stephenson, Woodruff, President <i>pro tem.</i> , 17
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By unanimous consent, Mr. Manwaring moved to amend the bill as follows:

That the 31st District in the bill be so amended as to include the counties of Schoolcraft, Chippewa, Menominee, Delta, and Mackinaw; and that the 32d District be so amended as to include the counties of Ontonagon, Houghton, Keweenaw, Baraga, Marquette, Iron, and Isle Royal.

Mr. Manwaring called for the yeas and nays.

The amendment was not agreed to, by yeas and nays as follows:

#### YEAS.

Mr. Cline,	Mr. Davis,	Mr. Heisterman,	Mr. Pennell,
Curtiss,	Greiner,	Hertzler,	Pulver,
Davenport,	Hawley,	Manwaring,	Shoemaker, 12

#### NAYS.

Mr. Austin,	Mr. Francis,	Mr. Phelps,	Mr. Stephenson,
Brown,	Hubbell,	Smith, G. A.,	Woodruff,
Carpenter,	Kempf,	Smith, S. W.,	President
Carveth,	Monroe,	Spencer,	<i>pro tem.</i> , 17
Edwards,	Moon,		

Mr. Shoemaker offered the following resolution:

*Resolved*, That the bill be referred to the select committee on apportionment, with instructions that the bill be so amended as to give Jackson county one senator, and Calhoun county one senator, and that the counties of Branch and Hillsdale be made into one district, as now constituted.

Mr. Shoemaker called for the yeas and nays.

The resolution was not adopted, by yeas and nays, as follows:

#### YEAS.

Mr. Cline,	Mr. Greiner,	Mr. Hertzler,	Mr. Pulver,
Curtiss,	Hawley,	Manwaring,	Sherwood,
Davenport,	Heisterman,	Pennell,	Shoemaker, 13
Davis,			

#### NAYS.

Mr. Austin,	Mr. Francis,	Mr. Moon,	Mr. Spencer,
Brown,	Hubbell,	Phelps,	Stephenson,
Carpenter,	Kempf,	Smith, G. A.,	Woodruff,
Carveth,	Monroe,	Smith, S. W.,	President
Edwards,			<i>pro tem.</i> , 17

By unanimous consent, Mr. Hubbell moved to amend the bill as follows:

By striking out lines 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, and 15 of section 1, and insert the following:

*First District*, The first district shall consist of the 5th, 7th, 9th, 11th, 13th and 15th wards of the city of Detroit, county of Wayne, and the townships of Hamtramck and Grosse Point, in said county, and election returns shall be made to the county clerk's office in the county of Wayne;

*Second District*, The second district shall consist of the 1st, 2d, 3d, 4th, and 6th wards of the city of Detroit, and the townships of Greenfield, Redford, Livonia and Plymouth, county of Wayne, and the election returns shall be made to the county clerk's office in the county of Wayne;

*Third District*, The third district shall consist of the 8th, 10th, 12th, 14th and 16th wards of the city of Detroit, and the townships of Springwells, Dearborn, Nankin, Canton, VanBuren, Romulus, Taylor, Ecorse, Sumpter, Huron,

Brownstown, and Monguagon, and the city of Wyandotte, county of Wayne, and the election returns shall be made to the county clerk's office in the county of Wayne.

Mr. Hubbell moved the previous question on the amendment and the bill; Which was not demanded by a majority of the Senators.

Mr. Shoemaker called for the yeas and nays.

Mr. Hubbell moved the previous question on the amendment; Which was demanded by a majority of the Senators.

The question being, shall the main question be now put,

The same was ordered.

The amendment was agreed to, by yeas and nays as follows:

#### YEAS.

Mr. Austin,	Mr. Francis,	Mr. Moon,	Mr. Spencer,
Brown,	Hubbell,	Phelps,	Stephenson,
Carpenter,	Kempf,	Smith, G. A.,	Woodruff,
Carveth,	Monroe,	Smith, S. W.,	President
Edwards,			<i>pro tem.,</i> 17

#### NAYS.

Mr. Cline,	Mr. Hawley,	Mr. Hueston,	Mr. Pulver,
Davenport,	Heisterman,	Manwaring,	Sherwood,
Davis,	Hertzler,	Pennell,	Shoemaker,
Greiner,			13

Mr. Hubbell moved the previous question on the passage of the bill,

Which was demanded by a majority of the Senators.

The question being, shall the main question be now put,

The same was ordered.

The bill having been read a third time, and the question being upon its passage, the same was passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Francis,	Mr. Moon,	Mr. Spencer,
Brown,	Hubbell,	Phelps,	Stephenson,
Carpenter,	Kempf,	Smith, G. A.,	Woodruff,
Carveth,	Monroe,	Smith, S. W.,	President
Edwards,			<i>pro tem.,</i> 17

#### NAYS.

Mr. Cline,	Mr. Greiner,	Mr. Hueston,	Mr. Pulver,
Curtiss,	Hawley,	Manwaring,	Sherwood,
Davenport,	Heisterman,	Pennell,	Shoemaker,
Davis,	Hertzler,		14

Title agreed to.

#### PROTEST.

I hereby protest against the passage of Senate bill No. 343 (File No. 253), because it is manifestly unjust in apportioning and giving to that portion of the State called the Upper Peninsula, with the county of Emmet, three Senators, when they are, according to their population, entitled to only two. Their population is, 124,535, and as the ratio of population for a Senatorial district is 58,003, after giving them two Senators there would be a surplus of only

8,529, which comes almost entirely from the county of Emmet, in the lower Peninsula, which has a population of 7,945.

J. MANWARING,  
*Senator 16th District.*

The President also announced the following:

HOUSE OF REPRESENTATIVES, {  
*Lansing, June 10, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 376 (File No. 223), entitled

A bill to prevent deception in the manufacture and sale of dairy products and to preserve the public health;

And to inform the Senate that the House has amended the same as follows:

1. Amend section 1 by inserting in line 2 after the word "sell" the words "or ship into this State;"

2. By adding the following to the bill to stand as section 9:

SEC. 9. Any person or persons, co-partnership, corporation, or company, having money or property, or both, invested in any machinery, apparatus or stock used in connection with the manufacture of oleomargarine or any butter substitute, at the time when this act shall take effect, shall have the right to surrender to the sheriff of the county where such property, machinery, or stock is situated, all the property except real estate and buildings thereon invested in or used for the manufacture of such articles, an inventory of which shall, on such surrender be made by the owner or owners, in connection with said sheriff, and one duplicate copy thereof, given to such owner or owners, and the other to said sheriff. And thereupon such owner or owners making such surrender, may commence a suit in the circuit court for the county where such surrender shall be made, against the State, by petition, for the value of such property, a copy of which petition shall be served on the prosecuting attorney of said county. Such petition shall set forth substantially the grounds upon which it is made, and shall request the court, at any regular term thereof, to have the value of all such property assessed by a jury in said court. In such proceeding said commissioner, the prosecuting attorney, or the Attorney General may appear for the State, make answer and defend. And the jury shall proceed, under proper instructions from the court, upon any proper evidence before them, to find by their verdict the value of all the property so surrendered by the owner or owners thereof, and if the jury fail to agree, another jury shall be called, and so on until a verdict shall be agreed upon, and judgment shall be rendered upon said verdict found against the State for the amount so found and costs; and thereupon an execution shall be issued by said court to the sheriff, for the sale of said property so surrendered, as the property of the State, in like manner and upon similar notice as required under executions issued in cases between individuals, and the amount received on such sale shall be paid by the officer receiving the same, to such owner or owners. And in case there shall be any deficiency of proceeds of such sale, for the payment of judgment and costs, this fact, and the amount of such deficiency, shall be certified by the clerk of the court, under his hand and seal, to the Board of State Auditors, a copy at the same time being given to the petitioner or petitioners. And said Board of State Auditors shall thereupon allow to said petitioner or petitioners, the amount of such deficiency, as a

debt against the State ; and upon their certificate therefor being presented to the Auditor General, shall be allowed by him, and he shall issue his warrant therefor upon the State Treasurer, who is hereby required to pay the sum out of any moneys in the general fund not otherwise appropriated.

In the passage of which as amended, the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Carveth moved that the Senate concur in the amendments made to the bill by the House ;

Which motion prevailed by yeas and nays as follows :

#### YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hertzler,	Mr. Phelps,
Carpenter,	Edwards,	Hubbell,	Pulver,
Carveth,	Francis,	Hueston,	Smith, S. W.,
Cline,	Greiner,	Monroe,	Stephenson,
Curtiss,	Hawley,	Moon,	President
Davenport,	Heisterman,		<i>pro tem., 22</i>

#### NAYS.

Mr. Brown,	Mr. Kempf,	Mr. Shoemaker,	Mr. Woodruff,	4
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The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following :

HOUSE OF REPRESENTATIVES, {  
Lansing, June 10, 1885. }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following entitled bill :  
House bill No. 389 (File No. 407), entitled

A bill to provide for the correction of errors in certified statements made by inspectors of election of the results of the election ;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the select committee on election laws.

The President also announced the following :

HOUSE OF REPRESENTATIVES, {  
Lansing, June 10, 1885. }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following entitled bills :

1. House bill No. 566, entitled

A bill to abolish fractional school district No. 1 of the city and township of Marquette, and to form the territory of the city of Marquette into a single school district ;

2. House bill No. 274 (File No. 309), entitled

A bill to amend act No. 138 of the public acts of 1881, and being compiler's sections No. 1813 to 1818 inclusive, Howell's Annotated Statutes of 1882,

being an act to provide for the medical and surgical treatment of dependent children at the hospital of the Michigan University;

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The second named bill was read a first and second time by its title, and referred to the committee on the judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 10, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to inform the Senate in regard to House bill No. 602 (File No. 288), entitled

A bill to amend sections 1, 3, 4, 5, 6, and 7 of act No. 156, of the session laws of 1883, being an act creating a bureau of labor and industrial statistics, and defining the powers and the duties of the same;

In regard to which a difference exists between the two Houses, and on which difference the Senate requests a committee of conference;

Now to inform the Senate that the House accedes to the request of the Senate for a committee of conference, and has appointed Messrs. O'Keele and Dakin as such committee on the part of the House.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The President *pro tem.* appointed as members of said committee Senators Moon and Hawley, on the part of the Senate.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
LANSING, June 10, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to inform the Senate relative to House bill No. 547 (File No. 159), entitled

A bill to provide for the protection of hotel keepers;

In regard to which a difference exists between the two Houses, and on which the Senate has asked a committee of conference;

Now to inform the Senate that the House accedes to the request for a committee of conference, and that Messrs. Dodge and Snyder have been appointed as such committee on the part of the House.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The President *pro tem.* announced that Senators Hubbell and Davis had been heretofore appointed by the President as such committee on the part of the Senate.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:



Senate bill No. 227 (File No. 236), entitled

A bill making an appropriation for the State Industrial Home for Girls for the years 1885 and 1886.

J. W. BELKNAP, *Chairman.*

Report accepted.

#### MINORITY REPORT.

By unanimous consent,

The minority of the military committee submitted the following report of the investigation of the Quartermaster General's office during the administration of Governor Josiah Begole:

By the minority of the committee to investigate the Quartermaster General's office:

The undersigned, a minority of your committee, to whom was referred the duty of investigating the official transactions of the office of the Quartermaster General of this State, under the administration of General William Shakespeare, by and in virtue of a resolution adopted March 13th, 1885, having acted jointly with the Senate committee on military affairs authorized to act with this your committee, beg leave to submit the following minority report:

We feel it incumbent on us to state, as a preliminary to entering into the detailed reasons for dissenting from the opinion of the majority of your committee, that we were totally unprepared to find that a majority report had been prepared ready for submission to your honorable body, and were not aware that any steps had been taken in the matter until a few hours before the report was submitted to the House, when we were called into the committee room and found a full report drawn out already signed by the majority of the committee. On being requested to concur in said report and sign the same we demurred, on the ground that we had not been advised of any meeting of said committee to consider the evidence and testimony taken during the investigation, for the purpose of basing a report thereon; nor was our advice or opinion solicited, or allowed to shape the framing of its contents; that no time was afforded us even to read said report and ascertain the contents thereof before it was submitted to the House, and that it would be folly in us to subscribe to a document of the nature of which we were entirely ignorant; nor have we seen any good reason for concurring in said majority report since we have read the same as printed in the Journal of the House.

Having been thus debarred from the privilege of expressing our opinion therein, we have no other course open to us but to express ourselves in this manner. The unusual steps above described, as taken by the majority of your committee to debar us, the minority, from exhibiting our sentiments and views in this manner, together with the savage truculence and malignant ferocity of their language, which seemed calculated to overwhelm the unfortunate object of their resentment, had it been intelligible, where the meaning was so often contradictory and the sense buried under a confused chaos of bad grammatical construction, and obscure and involved diction and phraseology, their indiscriminate and unprovoked assaults upon an honorable and worthy ex-official of this State, the unwarranted conclusions drawn from assumed premises, the distortion and mis-statement of evidence, the suppression or wilful evasion of testimony important and material to the interests of the person so severely censured, the extraordinary mingling of judicial and prosecuting powers by the said majority during the course of the investigation, where they presumed to act as prosecutors,

judges, and jury, and assumed that the person under investigation was guilty of the charges preferred, before they had examined into the case, the extraordinary nature and triviality of many of the questions asked, in short, the whole tenor and animus of this extraordinary report, with its contradictory conclusions and malevolent imputations, may well call forth, from all fair minded and honorable citizens, a protest against such an unparalleled and offensive exhibition of petty and narrow partisanship.

But the facts as exhibited in this your committee's minority report, together with the evidence, testimony, and facts hereinafter cited and referred to, will in our opinion be sufficient to refute the unwarrantable and malicious charges and insinuations made in said majority report, and cause a just indignation to recoil on the heads of those who have attempted to blacken the character of a worthy and honorable officer of the State. We charge that the remarkable conduct of the majority of this committee, in not summoning the minority to consult and advise in the making of the report submitted by them, was not wholly unprecedented in all parliamentary proceedings of a similar character, but must be held conclusively to prove *mala fides* on their part, and an animus or intent to submit a report which they had already decided upon as a foregone conclusion, before hearing any testimony or evidence in the case, and is a *prima facie* proof of the malice and untruthfulness of said report.

In order to meet the charges, allegations, and insinuations therein made, we take up *seriatim*, all matters worthy of notice laid down therein, beginning with the following statement, to wit.:

"By the aid of files, papers, and records created during the administration of Gen. Shakespeare and the glaring abuses of all discretionary power, and the surmounting of all constitutional and statutory rights on the part of Gen. Shakespeare, as appears from the testimony in the hands of your committee, impels them to affirm the truthfulness embodied in your resolution of 'irregularities and extravagances in the Quartermaster General's office during the administration of Josiah W. Begole.'"

The sweeping and general nature of the matters charged as worthy of censure in the above extract, is only equalled by the "nonchalance and carelessness" with which they are made, to use an expression borrowed from the majority report above referred to. As appears from the testimony and evidence in this investigation, Gen. Shakespeare used little, if any, discretionary power. On the contrary, all the business of his office was transacted under the direction, and by the express orders of the State Military Board, in accordance with the statutory law regulating the same. In support of this we cite the testimony of Marshall H. Godfrey, found on page 179, *et passim*, and the testimony of Gen. John Robertson, pages 244 to 258, inclusive. Gen. Shakespeare's testimony, as it appears in the testimony on file in this case, is also conclusive on this point. Besides, we submit that had General Shakespeare been guilty of the charges alleged in the above extract, it should and ought to have appeared directly in the testimony offered as evidence, and should have been cited in the majority report. *Proof*, and not *assertion* is what candid people demand in such cases. It is a very easy and convenient method of damaging a person's reputation to make sweeping charges of a general nature imputing gross official dishonesty; but such a grave accusation, when unsubstantiated by any proof, is not apt to weigh much in the minds of those not willing to be convinced. As a matter of law, we submit that at least one single fact supported by undoubted evidence, should have been adduced in substantiation of

said charges. But, on the contrary, all the testimony, especially that of Gen. Robertson, goes to show that Gen. Shakespeare, in all his business transactions, followed only the long established precedents of his office, as authorized by law.

We next cite the following extract from said majority report :

"Gen. Shakespeare \* \* \* \* \* had indulged in extravagances to an extent that warrants us in asserting that it bordered on the misappropriation of public funds placed in his hands and under his control by virtue of his office, all of which might, and probably would, have passed with but little censure, had not the large amount of \$31,759.45, as admitted by him, been placed in his hands by Gov. Begole to be disposed of, as appears by his subsequent action, to the satisfaction of any caprice that might possess him. After receiving this large amount, it appears from his testimony and from the testimony of the State Military Board" (which, by the way, is not true, as only one of the State Military Board was examined) "that the matter of expending this sum for military clothes, trimming, and blankets was very cursorily discussed by the Q. M. G. and Military Board, resulting finally in leaving the disposition thereof exclusively in the hands and to the judgment of Gen. Shakespeare, as will appear, he exercised with a nonchalance equalled only by that indulged in by the board in granting the power."

We are again forced to say, at the risk of wearisome reiteration, that the sweeping and general nature of the above charges would seem to any honest minded and candid inquirer after the truth, to require substantial proof of at least, one single act, bearing out the charges; yes, truly, in such a case there should be "proof as strong as holy writ" where a man's good name and character are at stake; but by a careful examination of the testimony, files, and papers used in this investigation, and of the law, both statutory and customary governing the subject, together with the precedents of the office, it will, and does, appear that Gen. Shakespeare could not, and did not, expend one single dollar of that sum (or any other sums) without first obtaining the authority therefor from the State Military Board, and afterwards having the bills approved by the State Military Board and by the Auditor General; for proof of which we refer to the records and files in the Quarter-master General's Department, and the bills themselves on file, and the records of the Auditor General's Department. In this connection it may not be inappropriate to state that when Gen. Shakespeare applied for permission to examine the records, files, and papers in the Quartermaster General's Department, during the progress of this investigation, he was promptly and abruptly refused the permission he solicited. We do not find any further efforts made in said report to cite any single case of "extravagances bordering on misappropriation," except the above reference to the \$31,759.45, the expenditure of which was fully approved and endorsed by the State Military Board, the Auditor General and the Adjutant General, and it does not appear that Gen. Shakespeare ever received the adverse criticism of his superior officers, but it does appear that he invariably and universally received their approval.

The charges and allegations made against Gen. Shakespeare, in regard to the purchase of military cloths, blankets, trimmings, etc., and the expenditure of a portion of said sum of \$31,759.45 above referred to, are of a piece with the other charges, and equally unsupported by the evidence. How the majority of your committee can draw the conclusions they arrive at, is, to us, a source of special wonder. We have never, even in our experience of a legislative body,

seen such a collection of inconsistent fallacies, and such a begging of all the questions to be proved. Now, it is not true and is not supported by the testimony, that Gen. Shakespeare made "no effort to secure prices and terms of other firms," and is contradicted, expressly, by the testimony of Godfrey, Shakespeare, and all other testimony on the subject, which shows that samples of goods, etc., were received from many firms and placed on the table in the Quartermaster General's office for exhibition, where they remained for a considerable time, and were seen and examined by the State Military Board, the Adjutant General and other military officers, and citizens very generally. The specimens received from Israel & Co., of Kalamazoo, were pronounced the best, and selected by the State Military Board and the Adjutant General.

Further, it is not true, and is not supported by testimony, that Gen. Shakespeare "accepted unconditionally, and without question or counsel, the terms and prices mailed by Israel & Co.," but is contradicted by the testimony of Godfrey and Shakespeare, pages 179, 121, and elsewhere. It is not true that the goods so bought are inferior in quality or quantity, etc., but they are of a superior quality, as appears by an examination of the goods themselves by your committee, and by many other persons, who have pronounced them excellent goods in every respect. To show in what esteem the goods were held by one of our State officers, your committee are informed that two yards of the kersey purchased by the State were also ordered by Adjutant General Robertson to be made into a coat, so well pleased was he with the material, which coat he is now wearing, or can wear whenever he sees fit; for all of which, except as to the allegation that Gen. Robertson is still wearing the coat, we refer to Mr. Speyer's testimony on file. It is not true that the prices paid for said goods were exorbitant, but, on the contrary, the prices paid seem to have been reasonable at the time when the goods were purchased and prices in the market ruled differently (see Mr. Speyer's testimony on this subject). The allegation that the goods are a job lot, purchased at auction, at different times and places, and in small quantities, and that the goods are of different shades, colors, and qualities, is entirely unsupported by the testimony (see Mr. Speyer's testimony), and by an actual inspection of the goods themselves. It is a mere matter of *assertion*. The impression sought to be conveyed, and which rests merely on conjecture, is that the goods are an inferior job lot, bought at auction sales haphazard, and sold for extortionate sums to the State. Mr. Speyer's testimony and actual inspection shows that these are standard goods, sold at a reasonable price, as the markets then ruled, and that they do not vary in shade or color in any appreciable degree, any more than any other large lot of goods. The charge that they were sold at an advance of \$7,000, or thereabouts, over the market prices at that time, is unwarranted and untrue. Indeed, the only evidence cited to substantiate this assertion is by disappointed parties who failed to get the contract, to-wit: Mr. Gillis and Mr. Hitchcock.

After the majority of the committee had scoured the State to find witnesses who would consent to testify that the goods were excessive in price, and inferior in quality, they could discover only two persons in all the State who were willing to testify to that effect. This testimony was taken without any warning to Gen. Shakespeare, so as to enable him to be present and cross-examine said parties, and furnish rebutting testimony. Indeed, the character of some of the proceedings of the majority of this committee might lead to the inference of the probable existence of a design to procure testimony as damaging as possible to the person under investigation, without affording him an opportunity to

defend himself; and the legal maxim of "*audi alteram partem*," if remembered at all, seems to have been remembered only to be forgotten.

As to the charge that the goods were all paid for before they had all been delivered to the State authorities, we have only to say that each installment of goods was paid for when it was delivered and received, and not before, as appears from the testimony of Gen. Shakespeare and Col. Godfrey.

After a full, fair, and impartial consideration of all the matters connected with the purchase of these goods, we submit as a fair and candid statement of our opinion, that there is nothing in connection with the same that could be construed to cast the slightest reflection or imputation upon Gen. Shakespeare of carelessness, negligence, or of mis-appropriation, or worse, as insinuated in the alternative, by the majority of this your committee; but we find, on the contrary, that he conducted this transaction, as well as all the other business of his office, with honesty, care, and judgment; and all the testimony taken during this investigation, and the records, files, and papers offered in evidence, will bear us out in this statement.

We further submit that all of said purchases were necessary, and imperatively demanded by the exigencies of the public service, and that the general's conduct in this matter was not only authorized by the proper authorities, but subsequently met their unqualified approval.

As regards the conduct and efficiency of Gen. Shakespeare in managing his department, we submit the following extracts from the report of the Adjutant General for the years 1883-1884:

Colonel McComas, of the first regiment, says: "In going into camp we had no difficulty in procuring all needful supplies, and great credit is due to the Quartermaster General for this accomplishment."

In the same report Colonel Brown, of the third regiment, says: "The Quartermaster General's department is in capable hands."

General Withington says: "The Quartermaster General had previously reached the grounds with his stores, and the work of preparation in his hands was well advanced. Officers and working parties from the several regiments were on the grounds by Tuesday and some of them Monday. The camp was established without hurry, confusion, or discomfort. I shall be sustained by the whole command in expressing thanks to the State Military Board for the liberal provision made for the wants of the troops, and to Brigadier General Shakespeare, Quartermaster General, for the thorough and effective manner in which his department, upon which so much depends, was handled."

General John Robertson, in general order No. 16, A. D. 1884, says: "He recognizes the great improvement in all the arrangements of the camp, a result of the ability, energy, and faithful services of Quartermaster General Shakespeare, aided by the *considerate* and *judicious liberality* of the State Military Board."

Colonel McComas says: "My regiment was in camp and ready for duty on the morning of the 7th. This was a pleasant task, owing to the complete arrangements made by the Quartermaster General's department for the transportation and reception of the troops."

General I. C. Smith says, in referring to the encampment of 1884: "Through the hearty co-operation of General Shakespeare and General Hutchinson, my labor was made lighter and the complete success of the encampment assured."

Captain F. E. Lacey, U. S. army inspecting officer, says: "The work done by the staff officers, especially the Quartermaster General, *with such little help*, was wonderful."

Captain S. H. Lincoln, U. S. inspecting officer, says: "The officers of the department staff \* \* \* Inspector General, Quartermaster General, and Assistant Quartermaster General, are experienced and practical soldiers, who are doing all in their power to increase the efficiency of the State militia."

Such are a few quotations of the opinions entertained by General Shakespeare's brother officers in regard to his executive ability, and efficiency in the management of the affairs of his department.

With regard to the several matters of extravagance further urged against Gen. Shakespeare in the management of the Quartermaster General's Department, characterized as "grave irregularities and extravagances," and more specifically enumerated—

First, As that "Gen. Shakespeare received a large sum of money from Josiah W. Begole, to wit: \$31,759.45, that did not belong to the military department, but was the legitimate property of the State," we think that said money did legitimately belong to the military department, in that it was a payment of a claim of the State for ordnance and stores, issued to the Michigan volunteers by the Quartermaster General of this State; which ordnance and stores the State had received, before the rebellion, from the ordnance department of the U. S. A., on her quota for arms under act of Congress, and was to be treated in a similar manner, and transferred to the same department fund, as if the goods had been sold by the military department to any other person or persons; the practice of the military department having invariably been to sell condemned ordnance and stores, and turn the proceeds of the same into the military fund; but be that as it may, Gen. Shakespeare is not to be condemned in any manner for turning this money into the military fund, when he received it for that purpose from Gov. Josiah W. Begole, when long established custom, and precedents invariably followed, justified and sanctioned such a course; and when he had thereto the approbation and consent of the then (and present) Secretary of State, Hon. Harry A. Conant, together with that of the Commissioner of the Land Office and Auditor General. At the end of the month Gen. Shakespeare was charged with this sum by the Auditor General as a proper item to be charged to the military department. As to the allegation of extravagance, irregularity, carelessness and neglect in the purchase of the goods, in the item last above referred to, we have entered sufficiently into the allegations, as previously charged more specifically, and we think have satisfactorily refuted the same.

Next, as to the specification condemning Gen. Shakespeare for presenting claims for extra pay for services rendered, amounting to about \$1,000.00. The testimony of Gen. Shakespeare and of Adjutant General Robertson shows that the sum so paid and received was for special services rendered by Gen. Shakespeare while on special duty, under special orders issued from the Adjutant General's office; and we submit that it was a proper, legal and lawful claim; and further that it was approved by the Auditor General and State Military Board, and was in accordance with usage and custom, with precedent and the traditions of the office.

With reference to the so-called exorbitant prices paid for hacks, etc., at the State encampment, and for supplies of the headquarter's mess, Gen. Shakespeare was in no way responsible therefor, but simply carried out the instructions and orders of the Adjutant General and State Military Board; and further, the charges were not extravagant, for the number of persons messes and provided for, which was greatly in excess of the number in former years; as

to the bills for drugs, etc., Gen. Shakespeare was no more responsible for the same than is this your committee, and did not have anything to do with the purchasing of the same. The first year they were purchased by Dr. Porter, Brigadier Surgeon, on the requisition of the regimental surgeons (see page 149 of the testimony), and the next year the medicines were furnished only on prescription of the regimental and brigade surgeons. All that Gen. Shakespeare had to do in the matter was to pay the bills, when audited by the State Military Board.

As to the charge that Gen. Shakespeare executed loose and indifferent contracts for the purchase of ice and the erection of ice-house, and the further statement that \$413.27 was expended in the purchase of ice alone, we submit that the facts do not bear out this statement, and that the above price was paid, not for the ice alone, but for the construction of an ice-house and also for filling the same with ice, and was a less amount than the bids he received for furnishing ice alone. This compares favorably with the prices paid for ice by his predecessors in office. For proof of the above we refer to files and papers produced during this investigation and to the testimony of Gen. Shakespeare. We regard Gen. Shakespeare as having acted with wisdom and economically in that matter, and with a view to effecting a saving to the State in the future. We submit that nothing has been adduced in said majority report, as a matter of fact, and proved by testimony of witnesses, or by documentary or other evidence, that could in any manner impugn the honesty or detract from the ability and efficiency with which Gen. Shakespeare managed his department.

We have submitted extracts showing the high regard entertained for Gen. Shakespeare's ability and eminent services in behalf of the State militia, by his associate officers and contemporaries in official position, who endorsed and approved and directed his official acts. There is but one voice among the then State officers and others who knew him in his official capacity, as to his honesty, integrity, faithfulness, and efficiency as a public servant. We believe that the public at large and the troops of this State in whose welfare and advancement he has taken such an intelligent and helpful interest, and with whom he has had such cordial relations, will voice the same sentiment to a man. When we consider the increased business of the office of Quartermaster General, and the fact that the amount expended under Gen. Shakespeare's administration did not exceed the amount appropriated and expended under former administrations, as appears from the books in the Q. M. G.'s office (with the exception however, of the amount expended by order of the State military board for cloths, trimmings, blankets, etc., and other permanent improvements demanded by the exigencies of the service), we cannot but conclude that he is well deserving of praise, instead of the unmerited blame and slurs cast upon him. The breath of calumny will not tarnish the fair mirror of his reputation, but will vanish into thin air, and

"Like an insubstantial pageant faded,  
Leave not a rack behind."

In conclusion, we would say that the spirit and temper manifested by the majority of your committee, in conducting this investigation, savor more of the harsh and tyrannical proceedings familiar to the forms of a despotical and arbitrary government, than to the fair, free and open conduct of such affairs customary under a popular government. They seem to have proceeded under the theory or assumption of the guilt of the party or parties under investigation, and to have conducted said investigation with the view to substantiate the theory assumed by them. In confirmation of this view of the case, we

refer to the fact that the condemnatory report of the majority was made out without notifying or consulting the minority; that the conclusions drawn in said report are not justified or sustained by the testimony or evidence offered, but are assumed in order to confirm a foregone conclusion and "a priori" theory; that many witnesses were examined in the absence of the minority of the committee, and without giving to the minority or Gen. Shakespeare any notice of said examination, or opportunity to cross-examine or rebut the testimony of important witnesses, testifying to material facts; that important testimony favorable to Gen. Shakespeare is ignored or passed over without comment, while any testimony that might bear an unfavorable construction is dwelt upon at length and greatly magnified in importance, as well as distorted and misstated; and that witnesses important to the person under investigation, with material testimony to offer, and who were easily accessible, and who were requested to be summoned to appear before said committee by Gen. Shakespeare, were never called before said committee or summoned so to appear in pursuance of said request; in evidence of which we offer the following extract from the testimony taken during said investigation, which appears on page 171, and reads as follows:

"By Mr. Atkinson: I make this proposition to the committee, assuming that the committee desire to get at the true facts regarding all the expenditures for the encampments of 1883 and 1884 of State troops, we ask you to call the following witnesses: Brigadier General W. H. Withington, Col. Eugene Robinson, Col. D. H. McComas, Col. John D. Sumner, Col. Joseph Herkner, Dr. Phil Porter, Dr. H. R. Mills, Gen. John Robertson, Maj. August Goebel, and Dr. J. B. Book."

"Gen. Withington was consulted in regard to the encampment, so were each of the regimental commanders above named, and their suggestions were followed by the military board. The changes were made under their advice and certainly increased the efficiency of the encampment as an educator of the State troops. Gen. John Robertson, who had served the State over twenty years as Adjutant General, issued all the special orders under which the Quartermaster General acted, and by his advice the expenditures were made. If your committee desire information he is an important witness. Drs. Phil Porter, H. R. Mills, and J. B. Book know very much regarding the requisitions for drugs and their uses, and these gentlemen can show you that all such were called for and used for medicine only upon regular requisitions by the surgeons of the State militia referred to in the charges. These drugs include all the liquors. We ask you to avail yourselves of the information they can give you. All the gentlemen named can inform you regarding the improved condition of the State troops and the necessity for the expenditures for ice, stables, tent, and other matters which appear to be subject to criticism. Also in regard to the propriety of allowances to Gen. Robertson and others while on special duty, They can also satisfy you regarding the purchase of the cloth and the urgent necessity for it as soon as the funds authorized it. Auditor General W. C. Stevens can advise you concerning the accounts of Gen. Robertson and others for pay while on special duty. The Adjutant General is the exclusive judge of the necessity for a special order, under the commander-in-chief, and the Auditor General the exclusive judge of the legality of all charges under it. Both of those gentlemen approved Gen. Shakespeare's course, and their evidence should readily satisfy your committee that the expenditures were proper and just."

We have merely to add that, with the exception of Col. Sumner and Gen.



Robertson, and with such full and ample opportunity to elicit the true facts in the case, none of the witnesses called for in the above extract were summoned to appear before your committee. Finally, the proceedings of the committee were, in a great measure, one sided, conducted in a harsh and arbitrary manner, and with the intent to embarrass witnesses favorable to the accused, and involve them in contradictions, and afforded no fair opportunity to the accused to justify or vindicate himself.

We further submit that all of the conclusions condemning Gen. Shakespeare are totally unwarranted, and without any foundation whatever in fact, and are not borne out or substantiated by the testimony and evidence in the case, or files, records, or documents used as evidence therein, but exist only in the fertile and prolific imaginations of the majority of your committee.

And we further submit that a gross wrong and flagrant piece of injustice has been done to an honorable and efficient officer of the State, to wit.: General William Shakespeare, by said majority of your committee, in submitting their report; and we fully absolve him of all blame or censure of any nature whatsoever, thinking that he is worthy only of praise for his official transactions in the service of the State. And in view of the facts above recited in the premises, we respectfully recommend that the testimony, evidence, files, papers, and records used in this investigation, be printed in pamphlet form, by authority of the State, for distribution, to enable the public to form a fair and impartial judgment of the reports submitted in this case.

All of which is respectfully submitted.

[Signed]

HAMILTON M. WRIGHT,

*Minority of the Select Committee of the House.*

MICHAEL SHOEMAKER,

*Minority of Committee on Military Affairs of the Senate.*

Report accepted.

On motion of Mr. Hertzler,

The Senate adjourned.

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*Lansing, Thursday, June 11, 1885.*

The Senate met and was called to order by the President *pro tem.* at 9 o'clock A. M.

Roll called: a quorum present.

Absent without leave: Senators Hubbell and Sherwood.

On motion of Mr. Monroe,

Leave of absence was granted to Mr. Sherwood for the day.

On motion of Mr. Cline,

Leave of absence was granted to Mr. Hubbell for the day.

PETITIONS.

No. 774. By Mr. Belknap: Petition of Mrs. J. Morgan Smith and 87 others,

No. 775. Petition of Mrs. F. E. Graves and 19 other ladies,

No. 776. Petition of Mrs. W. W. Anderson and 36 other ladies,

No. 778. Petition of Mrs. I. Phelps and 26 others,

No. 778. Petition of Mrs. C. W. Stewart and 31 other ladies,  
All of Grand Rapids, in favor of the passage of the woman suffrage bill;  
Referred to the committee on the judiciary.

No. 779. By Mr. Davenport: Petitions of labor unions of East Saginaw,  
Saginaw City No. 2994, and of Carrolton No. 3331, for the passage of the  
Egan prison bill;

No. 780. By Mr. Davis: Petition of Bay City K. of L. Assembly No. 2685,  
same object;

The two petitions were referred to the committee on State prison.

#### REPORTS OF STANDING COMMITTEES.

By the committee on military affairs:

The committee on military affairs, to whom was referred

House bill No. 198 (File No. 419), entitled

A bill to amend sections 7, 25, and 34, of an act entitled "An act for  
the reorganization of the military forces of the State of Michigan," approved  
January 18, 1862, being sections 874, 892, and 901, of Howell's Annotated  
Statutes,

Respectfully report that they have had the same under consideration, and  
have directed me to report the same back to the Senate, with amendments  
thereto, recommending that the amendments be concurred in, and that the  
bill when so amended do pass, and ask to be discharged from the further con-  
sideration of the subject.

H. WOODRUFF, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Woodruff,

The Senate concurred in the amendments made to the bill by the com-  
mittee.

On motion of Mr. Woodruff,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators  
elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hueston,	Mr. Pulver,
Brown,	Edwards,	Manwaring,	Spencer,
Carpenter,	Francis,	Monroe,	Stephenson,
Carveth,	Greiner,	Moon,	Woodruff,
Cline,	Heisterman,	Phelps,	President
Curtiss,	Hertzler,		<i>pro tem.</i> , 22

#### NAYS.

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The question being on agreeing to the title,

Mr. Woodruff moved to amend the title as follows:

House bill No. 198 (File No. 419), entitled

A bill to amend sections 7 and 25, of an act entitled "An act for the  
reorganization of the military forces of the State of Michigan," approved Jan-  
uary 18, 1862, being sections 874 and 892, of Howell's Annotated Statutes;

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Woodruff,

By a vote of two-thirds of all the Senators elect, the bill was ordered to  
take immediate effect.

By the committee on military affairs:

The committee on military affairs, to whom was referred

House bill No. 419 (File No. 286), entitled

A bill to provide that certain Michigan men who served in batteries B and G, 1st regiment of New York light artillery, shall be enrolled in this State, with the same rights and benefits of volunteers who served in Michigan regiments,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

H. WOODRUFF, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Woodruff,

The bill was laid on the table.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

Senate bill No. 255, entitled

A bill to amend section 35 of the act entitled "An act for the incorporation of manufacturing companies," approved May 1, 1875, being section 4161 of Howell's Annotated Statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it be laid on the table, and ask to be discharged from the further consideration of the subject.

C. J. MONROE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Monroe,

The bill was laid on the table.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

Senate bill No. 46, entitled

A bill to amend section 13 of act No. 187 of the session laws of 1875, entitled "An act for the incorporation of manufacturing companies," approved May 1, 1875, being section 4139 of Howell's Annotated Statutes,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, and recommend that it do lie on the table, and ask to be discharged from the further consideration of the subject.

C. J. MONROE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Monroe,

The bill was laid on the table.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

Senate bill No. 229, entitled

A bill to validate and confirm proceedings under section 35 of the act entitled "An act for the incorporation of manufacturing companies," approved May 1, 1875, being section 4161 of Howell's Annotated Statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment,

and recommend that it lie on the table, and ask to be discharged from the further consideration of the subject.

C. J. MONROE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Monroe,

The bill was laid on the table.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred

Senate bill No. 252 (File No. 168) entitled

A bill to amend sections 1, 2, 3, 5, 6, 7, 8, 9, 10, 11, 12, and 13 of chapter XII, of act No. 164, laws of 1881, and section 4 of same chapter and act, as amended by act No. 93, laws of 1883, relating to the examination of teachers and supervision of schools; also, to amend section 3 of chapter IV, and section 2 of chapter V of act No. 164, laws of 1881, relating to duties of township clerk and county clerk concerning school reports,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN CARVETH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Carveth,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

#### REPORTS OF SELECT COMMITTEES.

By the select committee on election laws:

The select committee on election laws, to whom was referred

Senate bill No. 386, entitled

A bill to amend section 35 of chapter 6 of the compiled laws of 1881, being section 171 of Howell's Annotated Statutes relative to the canvass of votes by the inspectors,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. W. BELKNAP, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the select committee on election laws:

The select committee on election laws, to whom was referred

House bill No. 241 (File No. 409), entitled

A bill to amend sections 40, 44, and 48 of an act entitled "An act to provide for holding general and special elections," approved June 27, 1851, being sections 71, 75, and 79 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment,

and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. W. BELKNAP, *Chairman*.

Report accepted and committee discharged:

The bill was referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE,  
Lansing, June 10, 1885. }

*To the Senate:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

[Senate bill No. 141, File No. 217, being]

An act to provide for bringing suits against coöperative and mutual benefit insurance societies and associations organized under the laws of other States or territories and doing business in this State;

Also,

[Senate bill No. 196, File No. 174, being]

An act to amend sections 6947 and 6948 of Howell's Annotated Statutes, being compiler's sections 5382 and 5383 of the compiled laws of 1871, relative to assignment of judgments in justices' courts;

Also,

[Senate bill No. 310, File No. 166, being]

An act to amend sections 10 and 12, of chapter 268, compiled laws of 1871, being compiler's sections 8135, and 8137, as amended by act 84, public acts of 1877, relative to the Reform School, being sections 9817 and 9819 of Howell's Annotated Statutes of 1882, and to add a new section to stand as section 15;

Also,

[Senate bill No. 242, File No. 149, being]

An act to amend section 2 of chapter 4 of act No. 326 of the session laws of 1883, entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883;

Also,

[Senate bill No. 227, File No. 236, being]

Making an appropriation for the State Industrial Home for Girls for the years 1885 and 1886.

R. A. ALGER, *Governor*.

The message was laid on the table.

The President *pro tem.* also announced the following:

EXECUTIVE OFFICE,  
Lansing, June 10, 1885. }

*To the Senate:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

[Senate bill No. 157, File No. 109, being]

An act to amend section 15 of chapter 259, of the compiled laws of 1871, being section 9468 of Howell's Annotated Statutes, relative to the exclusion of witnesses and minors during trials before magistrates;

Also,

[Senate bill No. 55, File No. 199, being]

An act to prohibit the use of the words "warranty deed," or similar words, on any deed except on warranty deeds;

Also,

[Senate bill No. 163, File No. 215, being]

An act to amend section 29 of chapter 202 of the compiled laws of 1871, relative to garnishees, being section 8085 of Howell's Annotated Statutes;

Also,

[Senate bill No. 161, File No. 200, being]

An act to amend section 25 of act 137 of the laws of 1849, relative to authorizing proceedings against garnishees and for other purposes, and to add a new section thereto to stand as section 28.

R. A. ALGER, *Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 11, 1885.

*To the President of the Senate:*

SIR—I am instructed by the House to re-return to the Senate the following bill:

Senate bill No. 155 (File No. 129), entitled

A bill to provide for the punishment of public officers, their servants and agents, who knowingly and unlawfully appropriate to their own use, or to the use of others, the money or property committed to their care,

Concerning which a disagreement existed between the two houses, and as to which disagreement a committee of conference has been appointed, now to inform the Senate that the said conference committee has reported, recommending as follows:

The conference committee to whom was referred the matter in difference between the two houses as to Senate bill No. 155 (File No. 122), which bill the House amended as follows:

Amend section 1 by striking out all after the word "years," in lines 6 and 7;

In which amendment the Senate refused to concur, and from which amendment the House has refused to recede,

Respectfully report that they have had the same under consideration, and have determined to recommend as follows, viz.:

That the House recede from its said amendment, leaving the bill in form as it passed the Senate.

L. A. BRANT,

L. M. SELLERS,

*House Committee.*

JOHN CARVETH,

H. H. PULVER,

*Senate Committee.*

Whereupon, in said report, the House concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the report of the committee of conference,

The same was concurred in, by yeas and nays as follows:

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Kempf,	Mr. Pulver,
Brown,	Francis,	Manwaring,	Spencer,
Carpenter,	Greiner,	Monroe,	Stephenson,
Oline,	Heisterman,	Moon,	Woodruff,
Curtiss,	Hertzler,	Phelps,	President
Davis,	Hueston,		<i>pro tem.</i> , 23

## NAYS.

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The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 10, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled joint resolution:

Senate joint resolution No. 24 (File No. 15), entitled

A joint resolution directing the Board of State Auditors to settle a claim of Muskegon county against the State of Michigan for shortage in the amount credited by the Auditor General to said county under section 10, act 197, of the public acts of the session of 1883,

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 10, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 57 (File No. 25), entitled

A bill to amend sundry sections of act No. 145 of the session laws of 1881, entitled "An act establishing a lien for labor and services upon logs, timber, cedar posts, telegraph poles, railroad ties, tan bark, shingle bolts, and staves," and to repeal act No. 185 of the session laws of 1873, entitled "An act establishing a lien for labor and services upon logs and timber," as amended by act No. 253 of the session laws of 1879, and to add a new section thereto to stand as section 17;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and

On motion of Mr. Davis,

Was referred to the committee of the whole, and placed on the general order.  
The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 10, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:  
House bill No. 473, entitled

A bill to authorize the village of Bancroft in the county of Shiawassee to raise money to make public improvements in said village, to issue bonds therefor, and to provide for the levy of taxes therein to pay the same;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and

On motion of Mr. Pulver,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hueston,	Mr. Pulver,
Brown,	Edwards,	Kempf,	Spencer,
Carpenter,	Francis,	Manwaring,	Stephenson,
Carveth,	Greiner,	Monroe,	Woodruff,
Cline,	Heisterman,	Moon,	President
Curtiss,	Hertzler,	Phelps,	<i>pro tem.</i> , 23

NAYS.

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Title agreed to.

On motion of Mr. Pulver,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 10, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to re-transmit the following entitled bill:

House bill 574 (File No. 284), entitled

A bill to amend an act to incorporate the city of Owosso, approved February 15, 1859, and acts amendatory thereof, and to repeal sections 29, 196, and 197 of said act,

In accordance with the request of the Senate for the return of the same.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Pulver moved to suspend the rules, for the purpose of reconsidering the vote by which the Senate passed the bill;

Which motion prevailed.



Mr. Pulver moved to reconsider the vote by which the Senate passed the bill ;  
Which motion prevailed.

The question being on the passage of the bill,

By unanimous consent, Mr. Pulver moved to amend the bill as follows :

1. By striking out of section 57, the following :

“The common council shall have power to license auctioneers and peddlers, and no person shall engage in the sale of merchandise either at auction or by peddling within the limits of said city without first having obtained a license therefor in accordance with the provisions of the ordinances of said city. The common council may also provide by ordinance for the regulation and licensing of exhibitions, entertainments, performances, shows, and all entertainments by traveling persons for which an admittance fee is charged, within the limits of said city ;”

2. By inserting in the manuscript amendment of section 57, after the word ‘persons’ where it first occurs in said written amendment, the words “who are not actual residents of said city ;”

Which motion prevailed, and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor by yeas and nays as follows :

#### YEAS.

Mr. Austin,	Mr. Francis,	Mr. Manwaring,	Mr. Shoemaker,
Brown,	Heisterman,	Monroe,	Spencer,
Carpenter,	Hertzler,	Moon,	Stephenson,
Carveth,	Hueston,	Phelps,	Woodruff,
Oline,	Kempf,	Pulver,	President
Edwards,			<i>pro tem.</i> , 21
			0

#### NAYS.

Title agreed to.

On motion of Mr. Pulver,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President *pro tem.* also announced the following :

HOUSE OF REPRESENTATIVES, {  
*Lansing, June 11, 1885.* }

*To the President of the Senate :*

SIR—I am instructed by the House to return to the Senate the following entitled joint resolution :

Senate joint resolution No. 23 (File No. 21), entitled

Joint resolution authorizing and directing the Auditor General to place to the credit of the county of Manitou the sum of \$691.88,

In the passage of which the House has concurred by a two-thirds majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives,*

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

## MOTIONS AND RESOLUTIONS.

Mr. Phelps moved to take from the table  
Senate bill No. 309 (file No. 150), entitled

A bill to define the liability of fire and marine insurance companies and associations in case of loss to insured property;

Which motion prevailed.

The bill having been read a third time, and the question being upon it passage,

The same was not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Cline,  
Heisterman,  
Manwaring,

Mr. Moon,  
Phelps,

Mr. Pulver,  
Shoemaker,

Mr. Woodruff,  
President,  
*pro tem.* 9

## NAYS.

Mr. Austin,  
Brown,  
Carveth,  
Curtiss,

Mr. Edwards,  
Francis,  
Greiner,

Mr. Hueston,  
Kempf,  
Monroe,

Mr. Smith, S. W.,  
Spencer,  
Stephenson,

13

Mr. Kempf moved to take from the table

Senate bill No. 226 (File No. 237), entitled

A bill to amend sections 13, 15, and 17, of article 4 of act number 198 of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State, and the several acts amendatory thereof," and to add two new sections thereto to stand as sections 22 and 23, for the prevention of trespassing on railroad tracks and providing penalties for violations of subdivision fifth, section 9, of article 2 of said act number 198, session laws of 1871;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

By unanimous consent, Mr. Kempf moved to amend the bill as follows:

1. By striking out of section 1, lines 1 and 2, the words "a new section to stand as section 45 be added to article two, and that;"

2. By striking out section 45 of the bill as follows:

SEC. 45. The rated capacity of all freight cars used by railroad companies doing business in this State shall be plainly marked in a conspicuous place on the outside of such cars, and in the absence of agreement to the contrary between shippers and the officers or agents of such railroad companies, a twenty-eight-foot car loaded with ten tons of freight by weight, or in case of light and bulky articles, when loaded to its full inside capacity, shall be considered a car-load within the intent and meaning of the seventh subdivision of section 9 of this article, but in case cars of larger capacity than twenty-eight feet shall be furnished to any shipper, the company may charge the same rate per ton for such increased capacity as rated: *Provided*, That excess in weight over such rated capacity, not exceeding ten per cent thereof, shall be carried at the proportionate part of the carload rate, and all excess over and above

such ten per cent may be charged for at once and a half the rate at which the freight loaded on such car has been agreed to be carried ;

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Austin,	Mr. Curtiss,	Mr. Kempf,	Mr. Smith, S. W.,
Brown,	Edwards,	Manwaring,	Spencer,
Carpenter,	Francis,	Monroe,	Stephenson,
Carveth,	Greiner,	Moon,	President
Cline,	Hueston,	Pulver,	<i>pro tem.</i> , 19

## NAYS.

Mr. Heisterman,	Mr. Shoemaker,	Mr. Woodruff,	3
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The question being on agreeing to the title,

Mr. Kempf moved to amend the title so as to read as follows :

A bill to amend sections 13, 15, and 17 of Article 4 of act No. 198 of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State, and the several acts amendatory thereof," and to add one new section to said article 4 to stand as section 22.

Title agreed to.

By unanimous consent, the following report was received :

By the committee on cities and villages :

The committee on cities and villages, to whom was referred

House bill No. 183 (File No. 73), entitled

A bill to amend and revise the charter of the city of Port Huron,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

WM. H. FRANCIS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Cline,

The rules were suspended and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hertzler,	Mr. Smith, S. W.,
Brown,	Edwards,	Hueston,	Spencer,
Carpenter,	Francis,	Kempf,	Stephenson,
Carveth,	Greiner,	Manwaring,	Woodruff,
Cline,	Hawley,	Phelps,	President
Curtiss,	Heisterman,	Shoemaker,	<i>pro tem.</i> , 23

## NAYS.

0

Title agreed to.

On motion of Mr. Cline,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

By unanimous consent, the following was received :

## PETITIONS.

No. 781. By Mr. Shoemaker: Petition of H. D. Allen and 94 others, including merchants, mechanics, farmers, and other citizens of Jackson county, for the passage of Senate bill No. 332 (File No. 226), entitled "A bill to regulate the freight tariff, to provide for a uniform classification of freight and maximum freight rates, and to prevent unjust discrimination in charges for freight," known as the "Shoemaker bill," and giving their reasons therefor.

On motion of Mr. Shoemaker,

The petition was ordered printed in the Journal.

The following is the petition:

*To the Honorable Legislature of the State of Michigan.*

We, the undersigned, citizens of the State of Michigan, earnestly request and urge the passage of the "Shoemaker freight bill" so called, and present as especial reasons for the necessity thereof, in addition to the considerations recited in said bill, the following:

1. Under the system of discrimination now employed by railroad companies, the smaller towns not enjoying competing privileges are not only compelled to pay as high freights as towns having competing lines and situated on the same line of railroad and further from the place of shipment; but are frequently required to pay as heavy rates for twenty or thirty miles of carriage over non-competing lines as over several hundred miles of road between competing lines

2. Freights to the extent of thousands of dollars are each year paid unjustly by the trade in small towns without competing privileges, and thus the business of such smaller towns is paralyzed.

3. Such excessive freight discriminations against the towns not having competing lines are not originated for the benefit of the railroad companies exclusively, but are, under the present system of cutting rates, necessarily indulged in to a large extent in order to enable the railroad companies to earn back from the towns without competing privileges the freights made too low at competing points by means of competition.

4. The dealers in the large centers are naturally selfishly interested in maintaining the present discriminating system. Being blessed with abundant competition, they, by means of the reduced rates given them, are enabled to control and crush out the trade of the local points not favored with competing privileges.

5. The present system of discrimination in freight rates thus inevitably tends to the building up of the industries of towns having competing lines at the expense and ruin of towns not so favored.

6. The advantages for trade and privileges naturally enjoyed by the larger towns and those having competing lines, without unjust discrimination in freight rates, are large enough to amply protect legitimate business enterprise. But the present system of discrimination simply builds up monopolies, and crushes legitimate trade and industry everywhere except in the favored centers.

Mr. Hawley moved to take from the table

Senate bill No. 249 (File No. 225), entitled

A bill to regulate the counting of votes at elections;

Which motion prevailed.

On motion of Mr. Hawley,

The bill was placed on the order of third reading.

Mr. S. W. Smith moved to take from the table

House bill No. 442 (File No. 295), entitled

A bill to authorize suits at law upon indebtedness before the maturity thereof in certain cases;

Which motion prevailed.

On motion of Mr. S. W. Smith,

The bill was placed on the order of third reading.

Mr. S. W. Smith moved to take from the table

House bill No. 437 (File No. 334), entitled

A bill to amend section No. 13 of chapter 286 of Howell's Annotated Statutes, being compiler's section No. 8296, relative to summary proceedings to recover the possession of lands in other cases;

Which motion prevailed.

On motion of Mr. S. W. Smith,

The bill was placed on the order of third reading.

#### SPECIAL ORDER.

On motion of Mr. Carveth,

The Senate went into committee of the whole on the special order,

The President *pro tem.* in the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

House bill No. 272 (File No. 414), entitled

A bill to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto;

Have made some progress therein, but not having gone through therewith, have directed their chairman to report that fact to the Senate and ask leave to sit again.

J. W. BELKNAP, *Chairman.*

On motion of Mr. Edwards,

The committee was granted leave to sit again.

On motion of Mr. Hertzler,

The Senate took a recess until 1:30 o'clock P. M.

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#### AFTERNOON SESSION.

1:30 o'clock P. M.

The Senate met and was called to order by the President *pro tem.*

Roll called: a quorum present.

Mr. S. W. Smith moved to reconsider the vote by which the Senate refused to pass

House bill No. 679 (File No. 191), entitled

A bill to amend act No. 26, laws of 1873, entitled "An act to prevent and punish offenders for the adulteration of milk and the products made therefrom, and to repeal an act entitled 'An act to prevent the adulteration of milk, and to prevent the traffic in unwholesome milk,' approved March 31, 1871," being section 2244 of Howell's Annotated Statutes, by adding a section thereto to stand as section 2;

Which motion prevailed.

The question being on the passage of the bill,  
On motion of Mr. S. W. Smith,  
The bill was placed on the order of third reading.

Mr. Hawley moved to take from the table  
Senate bill No. 244 (File No. 234), entitled  
A bill to regulate the conveyance of convicts to State institutions;  
Which motion prevailed.

The question being on concurring in the action of the committee of the whole in striking out all after the enacting clause of the bill,  
The same was concurred in, and all after the enacting clause was stricken out.

On motion of Mr. Hawley,  
The title and enacting clause were laid on the table.

Mr. Hawley moved that the committee of the whole be discharged from the further consideration of

House bill No. 194 (File No. 430), entitled

A bill to establish a board of building inspectors in and for the city of Detroit, and to define its powers and duties;

Which motion prevailed.

On motion of Mr. Hawley,  
The bill was placed on the order of third reading.

#### SPECIAL ORDER.

On motion of Mr. Edwards,  
The Senate went into committee of the whole on the special order,  
The President *pro tem.* in the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:  
House bill No. 272 (File No. 414), entitled

A bill to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

J. W. BELKNAP, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Edwards,

The Senate concurred in the amendments made to the bill by the committee, and the same was placed on the order of third reading of bills.

On motion of Mr. Austin,

The Senate took a recess until 7.30 o'clock P. M.

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#### EVENING SESSION.

7:30 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

The Senate returned to the order of

## MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 11, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 296 (File No. 103), entitled

A bill making an appropriation of State swamp lands to aid the county of Jackson in straightening and opening a channel or outlet for Portage Lake, and to authorize a tax to complete the same, and to repeal act No. 132 of the session laws of 1881, entitled "An act to authorize and empower the board of control of State swamp lands to make an appropriation of swamp lands to drain certain overflowed lands in Jackson county," approved May 10, 1881;

In the passage of which, the House has concurred by a two-thirds majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 11, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 343 (File No. 253), entitled

A bill for the apportionment of Senators in the State Legislature;

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 10, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to re-return to the Senate the following bill:

Senate bill No. 332 (File 226), entitled

A bill to regulate freight tariffs, to provide for a uniform classification of freights and maximum freight rates, and to prevent unjust discrimination in charges of tolls or compensation for the transportation of freights upon the railroads of this State,

In compliance with the request of the Senate of this date.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Carveth,  
The bill was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, June 11, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:  
House bill No. 341 (File No. 183), entitled

A bill in relation to jurors in courts of record in the county of Wayne, and to revise the laws relative thereto;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked,

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, June 11, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to re-transmit the following entitled bill:  
House bill No. 376 (File No. 279), entitled

A bill providing for the employment, defining the duties, and fixing the compensation of a stenographer for the 9th judicial circuit, State of Michigan,

In compliance with the request of the Senate of June 10, for the return of the same.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Monroe,  
The bill was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, June 11, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 156 (File No. 210), entitled

A bill to amend act No. 408 of the session laws of 1871, being an act entitled "An act to organize the union school district of the township of Rogers;"

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Manwaring,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.



The bill was referred to the committee on engrossment and enrollment for enrollment.

### THIRD READING OF BILLS.

House bill No. 272 (File No. 414), entitled

A bill to provide for the construction and maintenance of drains, and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto,

Was read a third time, and pending the taking of the vote thereon.

By unanimous consent, Mr. Carveth moved to amend the bill as follows:

By striking out of section 3, chapter 3, all after the word "shown," in line 16.

Mr. Edwards moved to lay the bill upon the table,

Which motion did not prevail.

Mr. Carveth called for the yeas and nays upon the motion to amend;

The amendment was agreed to, by yeas and nays, as follows:

#### YEAS.

Mr. Carveth,	Mr. Manwaring,	Mr. Smith, G. A.,	Mr. Spencer,	
Cline,	Phelps,	Smith, S. W.,	Woodruff,	
Francis,	Sherwood,			10

#### NAYS.

Mr. Austin,	Mr. Greiner,	Mr. Hertzler,	Mr. Moon,	
Davis,	Heisterman,	Monroe,	Stephenson,	
Edwards,				9

By unanimous consent,

Mr. Carveth moved to amend the bill as follows:

By striking out of chapter 5, section 7, of said chapter, and inserting in lieu thereof the following to stand as said section 7, of chapter 5;

SEC. 7. All assessments of benefits under the provisions of this act shall be upon the principle of benefits derived. All descriptions of land under the provisions of this act shall be made by giving the smallest legal subdivisions thereof whenever practicable, and where the tract of land which is to be benefited or affected by such drain is less than such smallest legal subdivision, it may be described by designation of the lot or other boundaries, or in some way by which it may be known, and no tract or parcel of land assessed for benefits as herein provided shall include lands which will not be benefited by such drain;

Which motion prevailed and the bill was so amended.

By unanimous consent, Mr. Manwaring moved to amend the bill as follows:

By striking out of section 21, chapter 3, at the commencement of the section, the words "when any drain crosses a highway, the cost of constructing the necessary bridge or culvert shall be charged in the first instance as a part of the cost of construction of such drain, after which such bridge or culvert shall be maintained as part of the highway" and inserting in lieu thereof the following: "When any drain crosses the highway the necessary bridge and culverts shall be constructed by the township and maintained as part of the highway;"

Which motion did not prevail.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Curtiss,	Mr. Hubbell,	Mr. Sherwood,
Belknap,	Davis,	Manwaring,	Smith, G. A.,
Brown,	Edwards,	Monroe,	Smith, S. W.,
Carpenter,	Greiner,	Moon,	Spencer,
Carveth,	Heisterman,	Pennell,	Stephenson,
Cline,	Hertzler,	Phelps,	Woodruff,

24

## NAYS.

0

Title agreed to.

On motion of Mr. Carveth,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate joint resolution No. 30 (File No. 23), entitled

Joint resolution to refund to John Macfie certain money paid by him for timber on land claimed by the State and afterwards patented to him under act No. 275 of the session laws of 1881,

Was read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Curtiss,	Mr. Manwaring,	Mr. Smith, G. A.,
Belknap,	Davis,	Monroe,	Smith, S. W.,
Brown,	Greiner,	Moon,	Spencer,
Carpenter,	Heisterman,	Pennell,	Stephenson,
Carveth,	Hertzler,	Phelps,	Woodruff,
Oline,	Hubbell,	Sherwood,	

23

## NAYS.

0

Title agreed to.

On motion of Mr. Moon,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

House bill No. 228 (File No. 378), entitled

A bill to facilitate the giving of bonds required by law,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Curtiss,	Mr. Hubbell,	Mr. Sherwood,
Belknap,	Davis,	Manwaring,	Smith, G. A.,
Brown,	Edwards,	Monroe,	Smith, S. W.,
Carpenter,	Greiner,	Moon,	Spencer,
Carveth,	Heisterman,	Phelps,	Stephenson,
Oline,	Hertzler,		

22

## NAYS.

0

Title agreed to.

House bill No. 266 (File 208), entitled

A bill to provide for enclosing, filling, or fencing any shaft, pit-hole, or trench on any uninclosed or unoccupied lands within this State,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Kempf,	Mr. Sherwood,
Belknap,	Greiner,	Manwaring,	Smith, G. A.,
Brown,	Hawley,	Monroe,	Smith, S. W.,
Carpenter,	Heisterman,	Moon,	Spencer,
Cline,	Hertzler,	Phelps,	Stephenson,
Curtiss,	Hubbell,	Pulver,	Woodruff, 24

## NAYS.

0

Title agreed to.

House bill No. 408 (File No. 368), entitled

A bill to amend sections 30 and 52 of chapter 78 of the compiled laws of 1871, being compiler's sections 2590 and 2612 of said compilation, and being sections 3625 and 3647 of Howell's Annotated Statutes, relative to plank roads,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Kempf,	Mr. Sherwood,
Belknap,	Greiner,	Manwaring,	Smith, G. A.,
Brown,	Hawley,	Monroe,	Smith, S. W.,
Carpenter,	Heisterman,	Moon,	Spencer,
Cline,	Hertzler,	Phelps,	Stephenson,
Curtiss,	Hubbell,	Pulver,	Woodruff,
Davis,			25

## NAYS.

0

Title agreed to.

House bill No. 492 (File No. 383), entitled

A bill to amend sections 4 and 7 of chapter 3, section 5 of chapter 11, and to repeal section 14 of chapter 12 of act No. 10 of the session laws of 1882, being "An act to amend sections 4, 5, and 8 of chapter 2, sections 4 and 7 of chapter 3, section 3 of chapter 4, and sections 5 and 13 of chapter 11, and to add a new section to chapter 12 to stand as section 14 of act No. 243 of the session laws of 1881, entitled 'An act to revise and consolidate the laws relating to the establishment, opening, and improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State,' " approved June 8, 1881,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Kempf,	Mr. Smith, G. A.,
Belknap,	Greiner,	Manwaring,	Smith, S. W.,
Brown,	Heisterman,	Monroe,	Spencer,
Carpenter,	Hertzler,	Moon,	Stephenson,
Cline,	Hubbell,	Phelps,	Woodruff,
Curtiss,			21

## NAYS.

0

Title agreed to.

On motion of Mr. Austin,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent,

Mr. Hubbell, moved to take from the table

Senate bill No. 237 (File No. 171), entitled

A bill to establish a board of medical examiners of the State of Michigan, to regulate the licensing of practitioners of physic and surgery, and to further regulate the practice of physic and surgery;

Which motion prevailed.

The bill was then read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Pulver moved to amend the bill as follows:

By striking out of section 14, lines 7, 8, and 9, the words "and upon competent evidence of such advertising, holding out, or other use of means and devices, the burden of proof shall be upon the person charged with violating the provisions of this act;"

Which motion prevailed and the bill was so amended.

By unanimous consent, Mr. Hubbell moved to amend the bill as follows:

1. By striking out of section 5, lines 22 and 23, the words "used for the purchase of medical books and medical periodicals for the State public library," and inserting in lieu thereof the words "held by said treasurer subject to the order of the medical examining board."

2. By striking out of section 6, line 7, after the word "surgery" the words "under the laws of this State;"

3. By adding to section 3 the words "but the members of said board shall be equally divided between the recognized schools of medicine in this State;"

Which motion prevailed, and the bill was so amended.

The bill as amended was then not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Cline,	Mr. Hubbell,	Mr. Stephenson,	
Brown,	Davis,	Monroe,		7

#### NAYS.

Mr. Belknap,	Mr. Heisterman,	Mr. Manwaring,	Mr. Smith, G. A.,	
Carpenter,	Hertzler,	Moon,	Spencer,	
Curtiss,	Kempf,	Phelps,	Woodruff,	
Greiner,				13

On motion of Mr. Manwaring,  
The Senate adjourned.

*Lansing, Friday, June 12, 1885.*

The Senate met and was called to order by the President *pro tem.* at 9 o'clock A. M.

Prayer by the Rev. Mr. Franklin.

Roll called: a quorum present.

Absent without leave: Senators Davenport and Hertzler.

On motion of Mr. G. A. Smith,

Leave of absence was granted to Mr. Hertzler for the day.

On motion of Mr. Cline,

Leave of absence was granted to Mr. Davenport for the day.

#### PETITIONS.

No. 782. By Mr. Belknap: Petition of L. Hansen and 241 others, in favor of the passage of House bill No. 337;

Referred to the committee on State prison.

No. 783. By the same: Petition of M. Dunlap and 50 others; of C. V. Beebe and 18 others; of J. C. Floyd and 17 others; of Mrs. M. M. Reynolds and 22 other ladies, all of Manistee in favor of women suffrage;

Referred to the committee on the judiciary.

#### REPORTS OF STANDING COMMITTEES.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 481 (File No. 421), entitled

A bill to regulate the appointments made by the Governor of this State of the members of the boards in control and trustees in charge of the several State institutions,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and without recommendation as to its passage, and ask to be discharged from the further consideration of the subject.

FITCH PHELPS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Phelps,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 376 (File No. 223), entitled

A bill to prevent deception in the manufacture and sale of dairy products and to preserve the public health;

Also,

Senate bill No. 155 (File No. 129), entitled

A bill to provide for the punishment of public officers, their servants and agents, who knowingly and unlawfully appropriate to their own use, or to the use of others, the money or property committed to their care;

Also,

Senate bill No. 343 (File No. 253), entitled

A bill for the apportionment of Senators in the State Legislature;

Also,

Senate joint resolution No. 23 (File No. 21), entitled

Joint resolution authorizing and directing the Auditor General to place to the credit of the county of Manitou the sum of \$691.88;

Also,

Senate joint resolution No. 24 (File No. 15), entitled

Joint resolution directing the Board of State Auditors to settle a claim of Muskegon county against the State of Michigan for shortage in the amount credited by the Auditor General to said county, under section 10, of act No. 197, of the public acts of the session of 1883.

J. W. BELKNAP, *Chairman.*

Report accepted.

#### MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }  
Lansing, June 12, 1885. }

*To the Senate:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

[Senate bill No. 343, File No. 253, being]

An act for the apportionment of Senators in the State Legislature.

RUSSELL A. ALGER, *Governor.*

The message was laid on the table.

The undersigned committee of the Senate, appointed to confer with a like committee on the part of House on the disagreement of the two houses on

Senate bill No. 203 (File No. 65), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan,

Would respectfully report that it has had a conference with the committee of the House and they have been unable to agree.

MICHAEL SHOEMAKER,  
S. W. SMITH,

*Committee.*

Report accepted.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred

House bill No. 566, entitled

A bill to abolish fractional school district No. 1 of the city and township of Marquette, and to form the territory of the city of Marquette into a single school district,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN CARVETH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Stephenson,

The rules were suspended, and the bill was placed on its immediate passage. The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Greiner,	Mr. Monroe,	Mr. Smith, G. A.,
Brown,	Heisterman,	Moon,	Smith, S. W.,
Carpenter,	Hubbell,	Pennell,	Spencer,
Carveth,	Hueston,	Phelps,	Stephenson,
Edwards,	Kempf,	Pulver,	Woodruff,
Francis,	Manwaring,	Sherwood,	President
			<i>pro tem.</i> , 24

## NAYS.

0.

Title agreed to.

On motion of Mr. Stephenson,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred

House bill No. 485 (File No. 411), entitled

A bill to amend sections 1, 2, 3, and 5, of act No. 144 of session laws of 1883, entitled "An act to provide for the compulsory education of children in certain cases,"

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN CARVETH, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

## MOTIONS AND RESOLUTIONS.

Mr. Pennell moved that the committee of the whole be discharged from the further consideration of

House bill No. 608 (File No. 422), entitled

A bill making an appropriation of State swamp lands to aid the county of Ingham to drain and reclaim certain swamp and overflowed lands by opening and deepening the outlet of Hewes and Ewers lakes, and to authorize a tax to complete the same and to repeal act No. 85 of the session laws of 1881, entitled "An act to authorize the board of control of State swamp lands to make an appropriation of swamp land to drain and reclaim certain swamp and overflowed lands in Ingham and Bunkerhill townships, Ingham county, by opening and deepening the natural outlet of Hewes and Ewers lakes," approved April 12, 1881;

Which motion prevailed.

On motion of Mr. Pennell,

The bill was placed on the order of third reading.

## THIRD READING OF BILLS.

Senate bill No. 265 (File No. 187), entitled

A bill to regulate the holding of general and special elections, and the canvass and return of votes,

Was read a third time, and pending the taking of the vote thereon,  
By unanimous consent, Mr. Pulver moved to amend the bill as follows:  
By adding in section 85, line 5, after the word "elsewhere," the words "or in case of the separation of husband and wife;"

Which motion prevailed and the bill was so amended.

By unanimous consent Mr. Francis moved to further amend the bill as follows:

1. By striking out of section 85, line 14, the words "stranger" and "strangers," and inserting in lieu thereof the words "non-resident" and "non-residents;"

2. By adding, in lines 3, 5, section 39, after the words "poll-list and poll-lists," the words "and tally sheet;"

3. By adding, in section 43, line 4, after the words "lists" and "statements," the words "and tally sheets;"

4. By inserting in section 45, line 3, after the word "officers" the following: "And should there be an omission in writing at length the number of votes as given for any person named, or an error in spelling a name, such error may be corrected by such canvasser in the presence of the board;"

5. By striking out section 87 of the bill, and inserting in lieu thereof the following:

SEC. 87. So much of any act passed at the present session of the Legislature as provides for making returns of votes cast for Senators and Representatives in districts comprising more than one county, to the office of the county clerk of any county, shall be deemed to be superseded by this act, and the canvass and return of votes for Senators and Representatives in the Legislature from such districts shall be made under the provisions of this act;

6. By adding to section 43 the following: And shall also file and preserve the statements and tally sheets after the canvass is completed;

Which motion prevailed and the bill was so amended.

By unanimous consent, Mr. Austin moved to further amend the bill as follows:

By striking out section 91 of the bill.

Mr. Manwaring called for the yeas and nays,

Pending which,

Mr. Hubbell moved to amend the section by inserting in line 4 the following: "Or for any member of any labor league, trade union, saloon keeper, or other person;"

Which motion prevailed, and the amendment was adopted.

The motion to strike out was then adopted by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Monroe,	Mr. Smith, S. W.,
Brown,	Hubbell,	Phelps,	Spencer,
Carpenter,	Hueston,	Sherwood,	Stephenson,
Carveth,	Kempf,	Smith, G. A.,	President
			<i>pro tem</i> , 16

#### NAYS.

Mr. Cline,	Mr. Davis,	Mr. Hawley,	Mr. Pennell,
Curtiss,	Francis,	Heisterman,	Shoemaker,
Davenport,	Greiner,	Manwaring,	Woodruff, 12



By unanimous consent, Mr. Austin moved to further amend the bill as follows:

By inserting in printed section 95, line 2, after the word "acts," the words "or of any offense under the last preceding section;"

Which motion prevailed, and the bill was so amended.

Mr. Hawley offered the following resolution:

*Resolved*, That a respectful message be sent to the House, asking for the return of

House bill No. 338 (File No. 246), entitled

A bill to provide for the retirement of aged and disabled firemen and the payment of pensions to the wives and children of deceased firemen killed in the service of the city of Detroit;

Which was adopted.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, June 12, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

*Resolved* (the Senate concurring), That the two Houses will meet in joint convention at ten minutes past two this afternoon for the purpose of receiving Hon. Thomas W. Palmer, United States Senator, and that the Governor and State officers be invited to attend the joint convention;

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

On motion of Mr. Hubbell,

The concurrent resolution was adopted.

On motion of Mr. Hubbell,

The Senate took a recess until 1:30 o'clock P. M.

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#### AFTERNOON SESSION.

*1:30 o'clock P. M.*

The Senate met and was called to order by the President.

Roll called: a quorum present.

On motion of Mr. Manwaring,

Leave of absence was granted to himself for Saturday's session.

Mr. Hubbell moved to reconsider the vote by which the Senate refused to pass.

Senate bill No. 237 (File No. 171), entitled

A bill to establish a board of medical examiners of the State of Michigan; to regulate the licensing of practitioners of physic and surgery; and to further regulate the practice of physic and surgery;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Hubbell,

The bill was placed on the order of third reading.

On motion of Mr. Phelps,

Leave of absence was granted to himself until Monday evening, June 15.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 12, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following relating to (the bill having now passed both Houses)

House bill No. 602 (File No. 288), entitled

A bill to amend sections 1, 3, 4, 5, 6 and 7 of act No. 156, of the session laws of 1883, being an act creating a bureau of labor and industrial statistics, and defining the powers and duties of the same;

Which the Senate amended, as shown by message of proper date, as follows:

1. By striking out of line 2, section 3, the words “and the production of papers;”

2. By striking out of line 7, section 4, the word “five,” and inserting in lieu thereof the word “six.”

In the second named, of which amendments the House non-concurred, thereby establishing a disagreement concerning which a conference committee was asked and appointed.

Now to inform the Senate that such conference committee reported as follows:

The committee of conference on House File No. 288, to whom was referred House bill No. 602 (File No. 288), entitled

A bill to amend sections 1, 3, 4, 5, 6, and 7, of act No. 156, of the session laws of 1883, being an act creating a bureau of labor and industrial statistics, and defining the powers and duties of the same,

Respectfully report that they have had the same under consideration, and have directed us to report the same back to the House and recommend that the Senate amendment striking out “five” and inserting “six” in line 7, section 4, be concurred in, and that it do pass, and ask to be discharged from the further consideration of the subject.

R. D. O'KEEFE,  
MILO H. DAKIN,  
*House Committee.*

J. W. MOON,  
T. D. HAWLEY,  
*Senate Committee.*

Whereupon the House adopted said report, thereby concurring in the Senate amendments.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The message was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 12, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 387 (File No. 432), entitled

A bill to apportion anew the Representatives among the several counties and districts of this State;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on apportionment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 12, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to re-return to the Senate the following bill:

Senate bill No. 202 (File No. 65), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan;

For which the House adopted a substitute as follows:

House substitute for

Senate bill No. 202 (File No. 65), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan.

SECTION 1. *The People of the State of Michigan enact*, That there shall be and is hereby appropriated out of the State treasury, for the use and maintenance of the University of Michigan, the following sums, to-wit: For the year 1885 \$56,000, and for the year 1886 \$51,500, for the following purposes:

For repairs and contingent expenses for the year 1885 the sum of \$16,000, and for the year 1886 the sum of \$16,000.

For books for libraries for the year 1885 the sum of \$5,000, and for the year 1886 the sum of \$5,000.

For homœopathic college and hospital for the year 1885 the sum of \$6,200, and for the year 1886 the sum of \$6,200.

For the University hospital for the year 1885 the sum of \$5,000, and for the year 1886 the sum of \$5,000.

For the dental college for the year 1885 the sum of \$8,000, and for the year 1886 the sum of \$8,000.

For a clock for the University the sum of \$2,000 for the year 1885.

For assistance in engineering laboratory for the year 1885 the sum of \$1,000, and for the year 1886 the sum of \$1,000.

For increase in the salaries of the law professors for the year 1885 the sum of \$2,800, and for the year 1886 the sum of \$2,800.

Also in 1886 a sum not exceeding \$2,500 for the removal of the gifts of Mr. Rogers, and providing that only so much of said sum as is needed for the purpose shall be drawn by the University.

For engineering laboratory for the year 1885 the sum of \$10,000, and for the year 1886 the sum of \$5,000.

SEC. 2. There shall be assessed upon the taxable property of the State in the year 1885 the sum of \$56,000, and in the year 1886 the sum of \$51,500, which sums shall be assessed, levied, and collected in the same manner as other State taxes are assessed, levied, and collected, and which taxes when collected shall be credited up to the general fund to reimburse the same for the amount drawn therefrom, as provided in section 1 of this act;

And which substitute the Senate amended, as shown by message of June 4, as follows:

1. By striking out of the first paragraph of section 1, the sums "\$56,000" and "\$51,500" and inserting in lieu thereof the sums "\$67,500" and "\$56,000," respectively.

2. By adding to section 1 the following paragraphs containing items of appropriation, viz:—

"For repairs of buildings for the year 1885 the sum of \$2,500, and for the year 1886 the sum of \$2,500,"

"For additional assistance in mechanical laboratory for the year 1886, the sum of \$3,000;"

The sum of ten thousand dollars is hereby appropriated for the erection, equipment, and maintenance of a gymnasium, to be constructed and controlled by the Regents, as a part of the University: *Provided*, That this appropriation is made upon the express condition that the Athletic Association of the University of Michigan shall pay to the treasurer of the University the sum of four thousand two hundred dollars, which shall become a part of the gymnasium fund, together with such sums as may be hereafter paid to the treasurer by the said Athletic Association of the State of Michigan, the whole to be under the control and subject to the order of the Regents for uses and purposes of the gymnasium as above set forth;

3. Amend section 2 by striking out the sums "\$56,000" and "\$51,500" and inserting in lieu thereof the sums "\$67,500" and "\$56,000;"

In which said amendments the House non-concurred, as shown by message.

Thus establishing a disagreement between the two Houses, concerning which a committee of conference was asked and appointed.

Now to inform the Senate that the House members of said committee have reported as follows:

The committee of conference, appointed on the part of the House to meet a like committee on the part of the Senate to consider the difference existing between the two Houses relative to

Senate bill No. 203 (File No. 65), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan,

Respectfully report that they have conferred with the Senate committee upon said bill with the amendments made thereto by the House, and that they have been unable to agree with the committee on the part of the Senate, and would further recommend that the House do not recede from the position they have taken upon the same.

MILO D. CAMPBELL,  
*Chairman.*

GEO. F. RICHARDSON.

And further to inform the Senate that in said amendments as shown in the House substitute above recited, the House insists.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Shoemaker,

The Senate receded from its amendment to the House substitute.

Mr. Shoemaker moved that the Senate concur in the substitute made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Kempf,	Mr. Shoemaker,
Belknap,	Francis,	Manwaring,	Smith, G. A.,
Brown,	Greiner,	Monroe,	Smith, S. W.,
Carpenter,	Hawley,	Moon,	Spencer,
Cline,	Heisterman,	Pennell,	Stephenson,
Curtiss,	Hubbell,	Phelps,	Woodruff,
Davenport,	Hueston,	Sherwood,	27

## NAYS.

0

Title agreed to.

On motion of Mr. Shoemaker,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 12, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to re-transmit the following bill:

House bill No. 272 (File No. 414), entitled

A bill to provide for the construction and maintenance of drains, and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto,

For which the Senate adopted a substitute, as shown by a message this day received.

Now to inform the Senate that in said substitute the House non-concurred.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Belknap,

The Senate insisted on its substitute, and asked for a committee of conference.

The President appointed as such committee on the part of the Senate, Senators Francis and Monroe.

Mr. Brown moved to take from the table

House bill No. 376 (File No. 279), entitled

A bill providing for the employment, defining the duties, and fixing the compensation of a stenographer for the ninth judicial circuit, State of Michigan;

Which motion prevailed.

Mr. Brown moved to suspend the rules, for the purpose of reconsidering the vote by which the Senate passed the above named bill;

Mr. Brown moved to reconsider the vote by which the Senate passed the bill, Which motion prevailed.

The question being on the passage of the bill,

Mr. Brown moved to strike out of section 1, all after the word "rescinded;"

Which motion prevailed.

The bill as amended was then passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Manwaring,	Mr. Shoemaker,
Brown,	Greiner,	Monroe,	Smith, G. A.,
Carpenter,	Hawley,	Moon,	Smith, S. W.,
Oline,	Heisterman,	Pennell,	Spencer,
Davenport,	Hubbell,	Phelps,	Stephenson,
Davis,	Kempf,	Sherwood,	Woodruff, 24

## NAYS.

0

Title agreed to.

On motion of Mr. Brown,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Oline moved to take from the table

Senate bill No. 184 (File No. 152), entitled

A bill to amend section 1 of act No. 350 of the session laws of 1865, approved March 1, 1865, entitled "An act to protect fish and preserve the fisheries of this State," being section 2163 of the general statutes of this State, compiled and annotated by Andrew Howell;

Which motion prevailed.

On motion of Mr. Oline,

The bill was placed on the order of third reading.

Mr. Austin moved to discharge the special committee on apportionment from the further consideration of

House bill No. 387 (File No. 432), entitled

A bill to apportion anew the Representatives among the several counties and districts of this State;

Which motion prevailed.

Mr. Austin moved that the bill be placed on its immediate passage;

Mr. Hawley called for the yeas and nays.

The motion prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Monroe,	Mr. Smith, S. W.,
Belknap,	Francis,	Moon,	Spencer,
Brown,	Hubbell,	Phelps,	Stephenson,
Carpenter,	Kempf,	Smith, G. A.,	Woodruff,
Carveth,			17

## NAYS.

Mr. Oline,	Mr. Davis,	Mr. Heisterman,	Mr. Sherwood,
Curtiss,	Greiner,	Manwaring,	Shoemaker,
Davenport,	Hawley,	Pennell,	11

Mr. Hawley appealed from a decision of the Chair that nothing was in order but reading the bill.

The President would not entertain the appeal.

Mr. Hawley protested.

The bill was then read a third time, and

Mr. Austin moved the previous question.

Mr. Oline called for the yeas and nays;

Which was demanded by a majority of the Senators, by yeas and nays, as follows:

## YEAS.

Mr. Austin, Belknap, Brown, Carpenter, Carveth,	Mr. Edwards, Francis, Hubbell, Kempf,	Mr. Monroe, Moon, Phelps, Smith, G. A.,	Mr. Smith, S. W., Spencer, Stephenson, Woodruff,
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17

## NAYS.

Mr. Cline, Curtiss, Davenport,	Mr. Davis, Greiner, Hawley,	Mr. Heisterman, Manwaring, Pennell,	Mr. Sherwood, Shoemaker,
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11

The question being, shall the main question be now put,

Mr. Cline called for the yeas and nays.

The same was ordered by yeas and nays as follows :

## YEAS.

Mr. Austin, Belknap, Brown, Carpenter, Carveth,	Mr. Edwards, Francis, Hubbell, Kempf,	Mr. Monroe, Moon, Phelps, Smith, G. A.,	Mr. Smith, S. W., Spencer, Stephenson, Woodruff,
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17

## NAYS.

Mr. Cline, Curtiss, Davenport,	Mr. Davis, Greiner,	Mr. Heisterman, Manwaring,	Mr. Sherwood, Shoemaker,
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9

The bill having been read a third time, and the question being upon its passage,

It was passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Austin, Belknap, Brown, Carpenter, Carveth,	Mr. Edwards, Francis, Hubbell, Kempf,	Mr. Monroe, Moon, Phelps, Smith, G. A.,	Mr. Smith, S. W., Spencer, Stephenson, Woodruff,
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17

## NAYS.

Mr. Cline, Curtiss, Davenport,	Mr. Davis, Greiner, Heisterman,	Mr. Manwaring, Pennell,	Mr. Sherwood, Shoemaker,
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10

Title agreed to.

The Sergeant-at-Arms announced a committee from the House, who informed the Senate that the House was ready to receive the Senate in joint convention.

On motion of Mr. Hubbell,

The Senate proceeded to the Hall of the House of Representatives and met the House in joint convention to hear Hon. Thomas W. Palmer.

The Senate returned.

Roll called : a quorum present.

Mr. Sherwood moved to reconsider the vote by which the Senate passed House bill No. 387 (File No. 432) entitled

A bill to apportion anew the Representatives among the several counties and districts of this State.

Mr. Belknap moved to lay the motion on the table.

Mr. Belknap called for the yeas and nays.

The motion to lay on the table prevailed, by yeas and nays, as follows:

YEAS.

Mr. Austin,	Mr. Carveth,	Mr. Monroe,	Mr. Smith, S. W.,
Belknap,	Edwards,	Moon,	Spencer,
Brown,	Francis,	Smith, G. A.,	Woodruff,
Carpenter,	Kempf,		

14

NAYS.

Mr. Cline,	Mr. Greiner,	Mr. Manwaring,	Mr. Sherwood,
Urtiss,	Heisterman,	Pennell,	Shoemaker,
Davenport,			

9

By unanimous consent,

The following report was received:

By the committee on liquor traffic:

The committee on liquor traffic, to whom was referred

Senate bill No. 307, entitled

A bill to amend section 8 of act No. 268 of the session laws of 1879, entitled "An act to provide for the taxation of the business of manufacturing and selling spirituous and intoxicating, malt, brewed, or fermented liquors, and to repeal act No. 228 of the session laws of 1875, approved May 3, 1875, as amended by act No. 199 of the session laws of 1877, as amended by act No. 156 of the session laws of 1881, being section 1288 of Howell's Annotated Statutes;

Also,

Senate bill No. 354, entitled,

A bill to amend sections eight (8), nine (9), and eleven (11) of act number 259 of the public acts of 1881, being sections 2277, 2278, and 2280 of Howell's Annotated Statutes, and to add three (3) new sections thereto to stand as sections 15, 16, and 17 of said act, and to stand as sections 2283a, 2283b, and 2283c of Howell's Annotated Statutes, relative to the sale of spirituous and intoxicating liquors to minors, drunken persons, and habitual drunkards, and to provide for the better enforcement of said act;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that they lie on the table, and ask to be discharged from the further consideration of the subject.

EDWARD E. EDWARDS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Edwards,

The bills were laid on the table.

By the committee on canals and river and harbor improvements:

The committee on canals and river and harbor improvements, to whom was referred

House bill No. 691 (File No. 417), entitled

A bill to amend sections 1, 18, 23, and 24 of act No. 39 of the session laws of 1879, being "An act to amend an act to re-enact and amend chapter 84 of the compiled laws of 1871, relative to the formation of corporations to construct canal or harbors and improve the same, by adding two new sections thereto,



and by restricting its operations to the upper peninsula, so the provisions of said act shall apply to the county of Branch," and so that the provisions of chapter 84 of the compiled laws of 1871, as re-enacted and amended by the several acts re-enacting and amending the same, heretofore passed, shall apply to the county of Macomb,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. CURTISS, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Manwaring,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

YEAS.

Mr. Austin,	Mr. Cline,	Mr. Heisterman,	Mr. Sherwood,	
Belknap,	Curtiss,	Hueston,	Shoemaker,	
Brown,	Davenport,	Manwaring,	Smith, S. W.,	
Carpenter,	Greiner,	Monroe,	Woodruff,	
Carveth,	Hawley,	Pennell,		19
				0

NAYS.

Title agreed to.

On motion of Mr. Manwaring,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

THIRD READING OF BILLS.

House bill No. 120 (File No. 51), entitled

A bill to amend section 3, chapter 194, relative to the State Agricultural College, being section 4979 of Howell's Annotated Statutes of Michigan;

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Sherwood moved to amend the bill as follows:

By adding to the bill the following: "*Provided*, That no member of said board shall receive more than thirty days' pay in one year."

Pending which,

On motion of Mr. Sherwood,

The bill was laid on the table.

On motion of Mr. Belknap,

The Senate went into executive session, the time being 3:35 o'clock P. M.

The executive session closed, the time being 3:45 o'clock P. M.

Roll called; a quorum present.

On motion of Mr. Belknap,

The Senate adjourned.

*Lansing, Saturday, June 13, 1885.*

The Senate met and was called to order by the President *pro tem.* at 9 o'clock A. M.

Prayer by the Rev. Mr. Thompson.

Roll called: a quorum present.

Absent without leave: Senators Davenport and Hertzler.

On motion of Mr. Pennell,

Leave of absence was granted to Mr. Davenport for the day.

On motion of Mr. Kempf,

Leave of absence was granted to Mr. Hertzler for the day on account of sickness in his family.

#### REPORTS OF COMMITTEES.

The conference committees on the part of the Senate and House, to whom was referred

House bill No. 547 (File No. 159), entitled

A bill to provide for the protection of hotel keepers,

Beg leave to submit the following report:

The conferees on the part of the House recede from the action on the part of the House in non-concurring in the amendment to said bill made by the Senate, and concur therein.

All of which is respectfully submitted.

JAY A. HUBBELL,

L. C. DAVIS,

*On the part of the Senate.*

FRANK L. DODGE,

S. F. SNYDER,

*On the part of the House.*

Report accepted and committee discharged.

By the select committee on election laws:

The select committee on election laws, to whom was referred

House bill No. 389 (File No. 407), entitled

A bill to provide for the correction of errors in certified statements made by inspectors of election of the results of the election,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. W. BELKNAP, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 296 (File No. 103), entitled

A bill making an appropriation of State swamp lands to aid the county of

Jackson in straightening and opening a channel or outlet for Portage Lake, and to authorize a tax to complete the same, and to repeal act No. 132 of the session laws of 1881, entitled "An act to authorize and empower the board of control of State swamp lands to make an appropriation of swamp lands to drain certain overflowed lands in Jackson county," approved May 10, 1881;

Also,

Senate bill No. 156 (File No. 210), entitled

A bill to amend act No. 408 of the session laws of 1871, being an act entitled "An act to organize the union school district of the township of Rogers;"

Also,

Senate bill No. 202 (File No. 65), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan.

J. W. BELKNAP, *Chairman*.

Report accepted.

On motion of Mr. Hubbell,

The Senate went into executive session, the time being 9:15 o'clock A. M.

The executive session closed, the time being 9:20 o'clock A. M.

Roll called: a quorum present.

#### MESSAGES FROM THE GOVERNOR.

The President *pro tem*. announced the following:

EXECUTIVE OFFICE, }  
Lansing, June 12, 1885. }

*To the Senate:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

[Senate joint resolution No. 23 File, No. 21, being]

Joint resolution authorizing the Auditor General to place to the credit of the county of Manitou the sum of \$691.88;

Also,

[Senate joint resolution No. 24, File No. 15, being]

Joint resolution directing the Board of State Auditors to settle a claim of Muskegon county against the State of Michigan for shortage in the amount credited by the Auditor General to said county, under section 10 of act No. 197 of the public acts of the session of 1883;

Also,

[Senate bill No. 376, File No. 223), being]

An act to prevent deception in the manufacture and sale of dairy products and to preserve the public health;

Also,

[Senate bill No. 155, File No. 129, being]

An act to provide for the punishment of public officers, their servants and agents, who knowingly and unlawfully appropriate to their own use. or to the use of others, the money or property committed to their care.

R. A. ALGER, *Governor*.

The message was laid on the table.

The President *pro tem*. also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, June 12, 1885.* }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the the following, relative to  
 (the bill having passed both houses is retained)

House bill No. 547 (File No. 159), entitled

A bill to provide for the protection of hotel keepers,

Concerning which a disagreement existed and upon which disagreement a  
 committee of conference was asked and appointed ;

Now to inform the Senate that said committee of conference have reported  
 as follows :

The committee of conference, to whom was referred the difference existing  
 between the two Houses, relative to

House bill No. 547 (File No. 159), entitled

A bill to provide for the protection of hotel keepers,

Respectfully report that they have had the same under consideration, and  
 have agreed to recommend that the House concur in the amendments made to  
 the bill by the Senate, and ask to be discharged from the further consideration  
 of the subject.

JAY A. HUBBELL,  
 L. C. DAVIS,  
*On the part of the Senate.*  
 FRANK L. DODGE,  
 S. F. SNYDER,  
*On the part of the House.*

And further to inform the Senate that in the report of said committee the  
 House concurred.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The message was laid on the table.

The President *pro tem.* also announced the following :

HOUSE OF REPRESENTATIVES, }  
*LANSING, June 12, 1885.* }

*To the President of the Senate :*

SIR—I am instructed by the House to re-transmit the following entitled  
 bill :

House bill No. 388 (File No. 246), entitled

A bill to provide for the retirement of aged and disabled firemen, and the  
 payment of pensions to the wives and children of deceased firemen killed in  
 the service of the city of Detroit ;

In compliance with the request of the Senate for the return of same.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

Mr. Hawley moved to suspend the rules for the purpose of reconsidering the  
 vote by which the Senate passed the bill ;

Which motion prevailed.

Mr. Hawley moved to reconsider the vote by which the Senate passed the  
 bill ;

Which motion prevailed.

The question being on the passage of the bill, and pending the taking of the vote thereon,

By unanimous consent, Mr. Hawley moved to amend section 1, after "firemen," insert "on account of disability."

Sec. 1. Strike out "so," before "disabled," and "as to become incapacitated," and insert "totally" before "disabled."

Sec. 2. After "pension," insert "for five years."

Sec. 2. Strike out "her natural life," and insert "five years."

Sec. 1. At end of section 1 insert, "*And provided further*, That said commission may place on the list of retired firemen not more than two persons who became totally disabled in the employ of said commission prior to the passage of this act."

Sec. 2. After "sixteen years" insert "but not for a longer period than five years."

Which motion prevailed, and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Francis,	Mr. Monroe,	Mr. Smith, G. A.,
Brown,	Greiner,	Moon,	Smith, S. W.,
Carpenter,	Hawley,	Pennell,	Spencer,
Carveth,	Heisterman,	Phelps,	Stephenson,
Oline,	Hubbell,	Pulver,	Woodruff,
Davis,	Hueston,	Sherwood,	President
Edwards,	Kempf,		<i>pro tem.</i> , 26
			0

#### NAYS.

Title agreed to.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 12, 1886. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 668 (File No. 393), entitled

A bill to amend certain sections of an act entitled "An act to organize a union school district of Bay City," approved March 20, 1867;

2. House bill No. 446, entitled

A bill to provide for the purchase of grass or farming lands for the use and benefit of the Michigan Asylum for the Insane, and to make payment for the same out of surplus moneys now or to accumulate in hands of the treasurer of said asylum,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and

On motion of Mr. Davis,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Kempf,	Mr. Smith, G. A.,
Brown,	Francis,	Monroe,	Smith, S. W.,
Carpenter,	Greiner,	Pennell,	Spencer,
Oline,	Hawley,	Phelps,	Stephenson,
Curtiss,	Heisterman,	Pulver,	Woodruff,
Davis,	Hueston,	Sherwood,	President
			<i>pro tem.</i> , 24

0

## NAYS.

Title agreed to.

On motion of Mr. Davis,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

The second named bill was read a first and second time by its title, and

On motion of Mr. Spencer,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Francis,	Mr. Kempf,	Mr. Smith, S. W.,
Brown,	Greiner,	Monroe,	Spencer,
Carpenter,	Hawley,	Pennell,	Stephenson,
Oline,	Heisterman,	Phelps,	Woodruff,
Davis,	Hubbell,	Smith, G. A.,	President
Edwards,	Hueston,		<i>pro tem.</i> , 23

0

## NAYS.

Title agreed to.

On motion of Mr. Spencer,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Carpenter moved that a message be sent to the House for the return of House bill No. 492 (File No. 383) entitled

A bill to amend sections 4 and 7 of chapter III, section 5 of chapter XI, and to repeal section 14 of chapter XII of act No. 10 of the session laws of 1882, being "An act to amend sections 4, 5, and 8 of chapter II, sections 4, and 7 of chapter III, section 3 of chapter IV, and sections 5 and 13 of chapter XI, and to add a new section to chapter XII to stand as section 14 of act No. 243 of the session laws of 1881, entitled An act to revise and consolidate the laws relating to the establishment, opening and improvement and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this State," approved June 8, 1881;

Which motion prevailed.

Mr. Kempf moved that when the Senate adjourns to-day it stand adjourned until Monday at 10 o'clock A. M.,

Which motion prevailed.

Mr. Monroe moved to take from the table

House bill No. 686 (File No. 400), entitled

A bill making an appropriation of swamp land to aid in draining the swamp land adjacent to Dowagiac creek, in Van Buren county, Michigan;

Which motion prevailed.

On motion of Mr. Monroe,  
 The bill was placed on the order of third reading.  
 Mr. Sherwood moved to take from the table  
 House bill No. 120 (File No. 51), entitled  
 A bill to amend section 3, chapter 194, relative to the State Agricultural  
 College, being section 4979 of Howell's Annotated Statutes of Michigan;  
 Which motion prevailed.  
 The question being on the adoption of the following amendment:  
 By adding to the bill the following: "*Provided*, That no member of said  
 board shall receive more than thirty days' pay in one year."  
 Mr. Hubbell moved to amend the amendment by striking out the word  
 "thirty," and inserting in lieu thereof the words "twenty-four;"  
 Which motion prevailed.  
 The amendment as amended was then adopted.  
 After a considerable discussion,  
 Mr. Kempf moved to lay the bill on the table.  
 Mr. G. A. Smith called for the yeas and nays.  
 The motion prevailed, by yeas and nays as follows:

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Kempf,	Mr. Stephenson,
Cline,	Heisterman,	Phelps,	Woodruff,
Curtiss,	Hubbell,	Pulver,	President
			<i>pro tem.</i> , 12

## NAYS.

Mr. Brown,	Mr. Greiner,	Mr. Monroe,	Mr. Smith, S.W.,
Davis,	Hawley,	Sherwood,	Spencer,
Francis,	Hueston,	Smith, G. A.,	11

## THIRD READING OF BILLS.

House bill No. 194 (File No. 430), entitled  
 A bill to establish a board of building inspectors in and for the city of  
 Detroit, and to define its powers and duties,  
 Was read a third time, and pending the taking of the vote thereon,  
 By unanimous consent, Mr. Hawley moved to amend the bill as follows:  
 Amend section 1, by inserting after the word "office," line 4, the following:  
 "and who shall not be engaged or interested directly or indirectly in the build-  
 ing business;"

Also, amend section 9 by adding to the section the following: "If said  
 owner or owners are dissatisfied with the decision of said inspectors, said owner  
 or owners may appeal to the board of appeal provided for in section 7, who  
 shall hear and decide the controversy and whose decision shall be final;"

Which motion prevailed, and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect  
 voting therefor by yeas and nays as follows:

## YEAS.

Mr. Austin,	Mr. Francis,	Mr. Kempf,	Mr. Smith, S. W.,
Brown,	Greiner,	Monroe,	Spencer,
Cline,	Hawley,	Pennell,	Stephenson,
Curtiss,	Heisterman,	Pulver,	Woodruff,
Davis,	Hubbell,	Sherwood,	President
Edwards,	Hueston,	Smith, G. A.,	<i>pro tem.</i> , 23

## NAYS.

Mr. Phelps,

1

Title agreed to.

On motion of Mr. Hawley,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 249 (File No. 225), entitled

A bill to regulate the counting of votes at elections.

Was read a third time, and pending the taking of the vote thereon.

By unanimous consent, Mr. Hubbell moved to further amend the bill as follows:

1. By striking out of section 1, line 1 the words, "in the cities of this State."

2. By striking out of same section, line 2, the word "three," and inserting in lieu thereof the word "two."

3. By inserting in same section, line 2, after the word "general," the word "in;"

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Austin,	Mr. Francis,	Mr. Phelps,	Mr. Stephenson,
Brown,	Hawley,	Sherwood,	Woodruff,
Cline,	Hubbell,	Smith, G. A.,	President
Davis,	Hueston,	Spencer,	<i>pro tem.</i> ,
Edwards,	Monroe,		17

## NAYS.

Mr. Greiner,	Mr. Heisterman,	Mr. Pennell,	Mr. Pulver,	4
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Title agreed to.

Mr. Monroe moved that the committee of the whole be discharged from the further consideration of

House bill No. 31 (File No. 163) entitled

A bill to amend section 4 of act No. 164 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," approved May 21, 1881, said section 4 being compiler's section 5029 of Howell's General Statutes;

Which motion prevailed.

On motion of Mr. Monroe,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Edwards moved to amend the enacting section so as to read as follows:

SECTION 1. *The People of the State of Michigan enact*, That section 4 of act No. 164 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," approved May 21, 1881, said section 4 being compiler's section 5029 of Howell's General Statutes, be amended to read as follows:

Which motion prevailed, and the bill was so amended.



The bill as amended was then passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Monroe,	Mr. Smith, S. W.,
Brown,	Francis,	Pennell,	Spencer,
Carpenter,	Hawley,	Phelps,	Stephenson,
Oline,	Heisterman,	Pulver,	Woodruff,
Curtiss,	Hubbell,	Sherwood,	President
Davis,	Hueston,	Smith, G. A.,	<i>pro tem.</i> , 23

## NAYS.

0

Title agreed to.

On motion of Mr. Monroe,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Pulver moved that the Senate do now adjourn.

Mr. Edwards called for the yeas and nays.

The motion did not prevail by yeas and nays, as follows:

## YEAS.

Mr. Curtiss,	Mr. Pulver,	Mr. Smith, G. A.,	Mr. Stephenson,
Hawley,			5

## NAYS.

Mr. Austin,	Mr. Francis,	Mr. Monroe,	Mr. Smith, S. W.,
Brown,	Heisterman,	Pennell,	Spencer,
Oline,	Hubbell,	Phelps,	Woodruff,
Edwards,	Hueston,		14

By the select committee on drainage:

The select committee on drainage, to whom was referred

House bill No. 480 (File No. 187), entitled

A bill to legalize the proceedings had in laying out and completing a certain ditch or drain in the township of Winsor, in the county of Eaton, and to legalize the tax therefor,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

EDWARD E. EDWARDS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

Mr. Pulver moved that the Senate do now adjourn.

Mr. Edwards called for the yeas and nays.

The motion did not prevail by yeas and nays as follows:

## YEAS.

Mr. Hawley,

1

## NAYS.

Mr. Austin,	Mr. Edwards,	Mr. Monroe,	Mr. Spencer,
Brown,	Francis,	Phelps,	Stephenson,
Cline,	Heisterman,	Pulver,	Woodruff,
Curtiss,	Hubbell,	Sherwood,	President
Davis,	Hueston,	Smith, G. A.,	<i>pro tem.</i> , 19

Mr. Edwards moved that the committee of the whole be discharged from the further consideration of

House bill No. 480 (File No. 187), entitled

A bill to legalize the proceedings had in laying out and completing a certain ditch or drain in the township of Windsor, in the county of Eaton, and to legalize the tax therefor;

Which motion prevailed.

On motion of Mr. Edwards,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Hueston,	Mr. Smith, S. W.,
Brown,	Francois,	Monroe,	Spencer,
Oline,	Hawley,	Pennell,	Stephenson,
Curtiss,	Heisterman,	Pulver,	Woodruff,
Davis,	Hubbell,	Sherwood,	President

*pro tem.*, 20

0

#### NAYS.

Title agreed to.

On motion of Mr. Edwards,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 181 (File No. 251), entitled

A bill to amend an act entitled "An act to amend act No. 127, laws of 1879, as amended by act No. 49, laws of 1881, and further amended by act No. 20, laws of 1883, being an act to provide for the inspection of illuminating oils manufactured from petroleum or coal oils, and to repeal act No. 181 of the session laws of 1875," approved May 1st, 1875, and act No. 196 of the session laws of 1877, approved May 22, 1877,

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Pennell moved to amend the bill as follows:

1. By striking out of section 2, line 11, and in section 6, line 6, the number 120 and inserting in lieu thereof the number 110;

2. By striking out of section 3, lines 21, 22, and 23, the words: "and the oil allowed to rise to 112 degrees by the residual heat of the water, when the test shall be made at 112 degrees by again applying the flame of the taper as hereinbefore specified;"

Which motion prevailed and the bill was so amended.

The bill as amended was then not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Brown,	Mr. Davis,	Mr. Pulver,	Mr. Shoemaker,
Oline,	Hawley,		

6

#### NAYS.

Mr. Austin,	Mr. Heisterman,	Mr. Pennell,	Mr. Woodruff,
Curtiss,	Hubbell,	Spencer,	President,
Edwards,	Hueston,	Stephenson,	<i>pro tem.</i> 11

Mr. Hawley moved to reconsider the vote by which the Senate refused to pass the bill;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Hawley,

The bill was laid on the table.

Mr. Hawley moved that the Senate do now adjourn.

Mr. Edwards called for the yeas and nays.

The motion did not prevail by yeas and nays as follows :

YEAS.

Mr. Curtiss,

Mr. Hawley,

2

NAYS.

Mr. Austin,

Mr. Francis,

Mr. Smith, G. A., Mr. Stephenson,

Brown,

Heisterman,

Smith, S. W.,

Woodruff,

Cline,

Hubbell,

Spencer,

President

Edwards,

Hueston,

*pro tem.*, 14

It appearing that there was not a quorum present,

Mr. G. A. Smith moved that there be a call of the Senate ;

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

Roll called : a quorum present.

Absent without leave : Senators Carpenter, Carveth, Greiner, Kempf, and Shoemaker.

On motion of Mr. Hubbell,

All further proceedings under the call were dispensed with.

Mr. Hawley moved that he be granted leave of absence for this afternoon's session.

Mr. Hubbell called for the yeas and nays.

Which motion prevailed by yeas and nays as follows :

YEAS.

Mr. Austin,

Mr. Davis,

Mr. Pennell,

Mr. Spencer,

Brown,

Heisterman,

Pulver,

Stephenson,

Cline,

Monroe,

Sherwood,

President

Curtiss,

*pro tem.*, 13

NAYS.

Mr. Edwards,

Mr. Smith, G. A.,

Smith, S. W.,

Mr. Woodruff,

Hubbell,

5

On motion of Mr. Spencer,

Leave of absence was granted to himself for Monday forenoon.

On motion of Mr. Curtiss,

Leave of absence was granted to himself until Tuesday.

On motion of Mr. G. A. Smith,

The Senate took a recess until 2 o'clock.

AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President *pro tem.*

Roll called : a quorum present.

The Senate returned to the order of

## MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 13, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

*Resolved* (The Senate concurring), That all the general laws of the State passed this session and which are ordered to take immediate effect, be compiled and printed in pamphlet form by the Secretary of State, and that he distribute copies thereof as follows: to the prosecuting attorney and sheriff of each county, two copies each; to the circuit judge and probate judge of each county, three copies each, and to the judge of each municipal court of record in the State one copy each, and that said pamphlet be printed and distributed with all convenient dispatch;

Which has been adopted by the House and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Brown,

The Senate concurred in the adoption of the concurrent resolution.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 13, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

*Resolved by the House of Representatives* (the Senate concurring), That the secretary of the Senate and the clerk of the House of Representatives be and they are hereby directed to compile and prepare for publication, make indexes, and superintend the publication of the Journals and documents of the present Legislature, and when complete and certified to by the Secretary of State, the secretary of the Senate shall be entitled to and receive for such services the sum of five hundred dollars, and the clerk of the House of Representatives shall be entitled to and receive for such services the sum of six hundred dollars, the same to be paid on the certificate of the Secretary of State;

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Austin,

The Senate concurred in the adoption of the concurrent resolution.

## GENERAL ORDER.

On motion of Mr. Austin,

The Senate went into committee of the whole, on the general order, Mr. Sherwood in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

## I.

The committee of the whole have had under consideration the following:

Senate bill No. 344 (File No. 148), entitled

A bill to amend section 107 of chapter 14 of the revised statutes of 1846, being section 597 of the compiled laws of 1871 and section 626 of Howell's Annotated Statutes, relative to the appointment of Notaries Public;

House joint resolution No. 28 (File No. 24), entitled

Joint resolution proposing an amendment to section one of article 9 of the constitution of this State, relative to the salaries of State officers;

House joint resolution No. 37 (File No. 23), entitled

Joint resolution proposing an amendment to section 15, article 4 of the constitution of this State, relative to the compensation of members of the Legislature;

House bill No. 518 (File No. 223), entitled

A bill to regulate and provide for the carrying, yarding, and feeding of so called Texas cattle, while in transit into or across this State between the first day of April and the first day of November of each year;

House bill No. 458 (File No. 385), entitled

A bill to amend sections 5208 and 5209, of the compiled laws of 1871, being sections 6771 and 6772 of Howell's Annotated Statutes;

House bill No. 569 (File No. 228), entitled

A bill to amend section 6559 of chapter 205 of the compiled laws of 1871, being compiler's section of Howell's compilation of laws of Michigan, No. 8147, relative to service of process on railroad companies;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

House bill No. 456 (File No. 372), entitled

A bill to authorize the transcript of a judgment from the docket of one justice of the peace to that of another within this State;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

## III.

The committee of the whole have also had under consideration the following:

Senate bill No. 314 (File No. 147), entitled

A bill to provide for indeterminate sentences, and the disposition, management, and release of criminals under such sentence;

Have directed their chairman to report the same back to the Senate, with the recommendation that the bill be laid on the table.

## IV.

The committee of the whole have also had under consideration the following:

Senate bill No. 63 (File No. 255), entitled

A bill to prevent any board, commission, common council or public corporation, in Wayne county, from hiring any person holding office under the laws of the State to draw a bill to be presented to the Legislature;

Senate bill No. 347 (File No. 219), entitled

A bill to amend section 751 of the compiled laws of 1871, being section 750 of Howell's Annotated Statutes, relative to the authority of township boards to raise money for township purposes;

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

H. C. SHERWOOD, *Chairman*.

Report accepted and committee discharged.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Sherwood,

The Senate concurred in the amendment made to the second named bill, and the same was placed on the order of third reading of bills.

On motion of Mr. Sherwood,

The Senate concurred in the recommendation of the committee regarding the third named bill, and the same was laid on the table.

The question being on concurring in the action of the committee of the whole regarding the fourth named bills,

On motion of Mr. Cline,

The first of said fourth named bills was laid on the table.

On motion of Mr. Sherwood,

The Senate concurred in the action of the committee of the whole regarding the last of the fourth named bills, and all after the enacting clause was stricken out.

On motion of Mr. Sherwood,

The title and enacting clause were laid on the table.

On motion of Mr. Hubbell,

The Senate adjourned.

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*Lansing, Monday, June 15, 1885.*

The Senate met and was called to order by the President *pro tem.* at 10 o'clock A. M.

Prayer by the Rev. Mr. Brown.

Roll called: a quorum present.

Absent without leave: Senators Carveth, Carpenter, Edwards, Kempf, Manwaring, Phelps, Sherwood, and Shoemaker.

On motion of Mr. Monroe,

All absentees were excused for the day.

By unanimous consent.

Mr. Davis offered the following resolution:

*Resolved*, That a respectful message be sent to the House, requesting them to return to the Senate

House bill No. 668 (File No. 393), entitled

A bill to amend sundry sections of an act entitled "An act to organize union school district of Bay City," approved March 20, 1867;

Which was adopted.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate joint resolution No. 13, entitled

A joint resolution for the relief of Hananiah D. Pugh, Claude C. Walker, and Edward W. Lowe,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, and without recommendation as to its passage, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The joint resolution was laid on the table.

By the committees on State house of correction and appropriations and finance:

The committees on State house of correction and appropriations and finance, to whom was referred

Senate bill No. 174, entitled

A bill to repeal sections 65 of act 110 of the session laws of 1879, being section 9806 of Howell's Annotated Statutes, requiring the Auditor General to draw his warrant on the Treasurer for such sums as the managers of the State House of Correction shall from time to time direct,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do lie on the table, and ask to be discharged from the further consideration of the subject.

GEO. A. SMITH,

*Chairman of Committee on State House of Correction and Committee on Appropriations and Finance.*

On motion of Mr. Geo. A. Smith,

The bill was laid on the table.

Mr. Hubbell moved to take from the table

House bill No. 419 (File No. 286), entitled

A bill to provide that certain Michigan men who served in batteries "B" and "G" 1st regiment New York light artillery, shall be enrolled in this State, with the same rights and benefits of volunteers who served in Michigan regiments;

Which motion prevailed.

On motion of Mr. Hubbell,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Hawley,	Mr. Manwaring,	Mr. Smith, S. W.,
Brown,	Heisterman,	Monroe,	Spencer,
Cline,	Hertzler,	Pennell,	Stephenson,
Davenport,	Hubbell,	Pulver,	Woodruff,
Davis,	Hueston,	Smith, G. A.,	President
Francis,			<i>pro tem., 21</i>

## NAYS.

0

Title agreed to.

On motion of Mr. Hubbell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Austin moved to take from the table

Senate bill No. 342, entitled

A bill to authorize the city of Battle Creek to construct and maintain water works and sewers, and to establish a board of public works;

Which motion prevailed.

On motion of Mr. Austin,

The bill was referred to the committee on cities and villages.

Mr. Austin moved to reconsider the vote by which the Senate passed the following concurrent resolution:

*Resolved* (the Senate concurring), That all the general laws of the State passed this session and which are ordered to take immediate effect, be compiled and printed in pamphlet form by the Secretary of State, and that he distribute copies thereof as follows: To the prosecuting attorney and sheriff of each county, two copies each; to the circuit judge and probate judge of each county, three copies each; and to the judge of each municipal court of record in the State, one copy each; and that said pamphlet be printed and distributed with all convenient dispatch;

Which motion prevailed.

The question being on the passage of the concurrent resolution,

On motion of Mr. Austin,

The concurrent resolution was laid on the table.

## THIRD READING OF BILLS.

Pending the third reading of

Senate bill No. 300 (File No. 90), entitled

A bill to amend section 1 of act No. 177 of the session laws of 1881, entitled "An act relative to the delivery of grain by railway companies," approved May 31, 1881;

On motion of Mr. G. A. Smith,

The bill was laid on the table.

Pending the reading of

Senate bill No. 237 (File No. 171), entitled

A bill to establish a board of medical examiners of the State of Michigan; to regulate the licensing of practitioners of physic and surgery; and to further regulate the practice of physic and surgery;

On motion of Mr. Stephenson,

The bill was laid on the table.

Pending the reading of

Senate bill No. 184 (File No. 152), entitled

A bill to amend section 1 of act No. 350 of the session laws of 1865, approved March 1, 1865, entitled "An act to protect fish and preserve the fisheries of this State," being section 2163 of the general statutes of this State, compiled and annotated by Andrew Howell;

On motion of Mr. S. W. Smith,

The bill was laid on the table.

Pending the reading of

Senate bill No. 344 (File No. 148), entitled



A bill to amend section 107 of chapter 14 of the revised statutes of 1846, being section 597 of the compiled laws of 1871 and section 626 of Howell's Annotated Statutes, relative to the appointment of notaries public,

On motion of Mr. Austin,

The bill was laid on the table.

Pending the reading of

House joint resolution No. 28 (File No. 24), entitled

Joint resolution proposing an amendment to section 1 of article 9 of the constitution of this State, relative to the salaries of State officers;

Also,

House joint resolution No. 37 (File No. 23), entitled

Joint resolution proposing an amendment to section 15, article 4 of the constitution of this State, relative to the compensation of members of the Legislature,

On motion of Mr. S. W. Smith,

The joint resolutions were laid on the table.

House bill No. 518 (File No. 223), entitled

A bill to regulate and provide for the carrying, yarding, and feeding of so-called Texas cattle, while in transit into or across this State between the first day of April and the first day of November of each year,

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Hawley moved to amend the bill as follows:

1. By striking out of section 3, line 5, the word "place," and inserting in lieu thereof the word "common;"

2. By adding to section 5 the words "This act shall not prevent the driving of cattle direct to slaughter houses from the cars or pens;"

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Francis,	Mr. Hueston,	Mr. Smith, S. W.,
Brown,	Greiner,	Manwaring,	Spencer,
Cline,	Hawley,	Monroe,	Stephenson,
Davenport,	Hertzler,	Pennell,	President
Davis,	Hubbell,	Pulver,	<i>pro tem.</i> , 19

#### NAYS.

Mr. Heisterman,

1

Title agreed to.

House bill No. 458 (File No. 385), entitled

A bill to amend sections 5208 and 5209 of the compiled laws of 1871, being sections 6771 and 6772 of Howell's Annotated Statutes, relating to probate courts,

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Oline moved to amend the bill as follows:

By inserting, in line 2, section 18, after the word "he," the words "or his law partner;"

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Francis,	Mr. Hubbell,	Mr. Pulver,
Brown,	Greiner,	Hueston,	Smith, G. A.,
Cline,	Hawley,	Manwaring,	Smith, S. W.,
Davenport,	Heisterman,	Monroe,	Stephenson,
Davis,	Hertzler,	Pennell,	19

## NAYS.

Mr. President <i>pro tem</i> ,	1
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The question being on agreeing to the title,

Mr. Austin moved to amend the title so as to read as follows:

A bill to amend section 5209 of the compiled laws of 1871, being section 6772 of Howell's Annotated Statutes, relating to probate courts;

Which motion prevailed,

The title, as amended, was then agreed to.

House bill No. 569 (File No. 228) entitled

A bill to amend section 6559 of chapter 205, of the compiled laws of 1871, being compiler's section, of Howell's compilation of laws of Michigan, No. 8147, relative to service of process on railroad companies,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Francis,	Mr. Hubbell,	Mr. Smith, G. A.,
Brown,	Greiner,	Hueston,	Smith, S. W.,
Cline,	Hawley,	Manwaring,	Spencer,
Davenport,	Heisterman,	Monroe,	Stephenson,
Davis,	Hertzler,	Pennell,	President
			<i>pro tem</i> , 20

## NAYS.

0

Title agreed to.

House bill No. 456 (File No. 372), entitled

A bill to authorize the transcript of a judgment from the docket of one justice of the peace to that of another within this State,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Francis,	Mr. Hueston,	Mr. Smith, G. A.,
Brown,	Hawley,	Manwaring,	Smith, S. W.,
Cline,	Heisterman,	Monroe,	Spencer,
Davenport,	Hertzler,	Pennell,	Stephenson,
Davis,	Hubbell,	Pulver,	President
			<i>pro tem</i> , 20

## NAYS.

0

Title agreed to.

Pending the reading of

House bill No. 608 (File No. 422), entitled

A bill making an appropriation of State swamp lands to aid the county of Ingham to drain and reclaim certain swamp and overflowed lands by opening and deepening the outlet of Hewes and Ewers lakes, and to authorize a tax to complete the same and to repeal act No. 85 of the session laws of 1881,

entitled "An act to authorize the board of control of State swamp lands to make an appropriation of swamp land to drain and reclaim certain swamp and overflowed lands in Ingham and Bunkerhill townships, Ingham county, by opening and deepening the natural outlet of Hewes and Ewers lakes," approved April 12, 1881;

On motion of Mr. PenneH,  
The bill was laid on the table.

#### GENERAL ORDER.

On motion of Mr. Monroe,

The Senate went into committee of the whole on the general order,

Mr. S. W. Smith in the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

#### I.

The committee of the whole have had under consideration the following:

House bill No. 384 (File No. 315), entitled

A bill to amend section 8 of an act entitled "An act relative to the organization and powers of fire and marine insurance companies transacting business within this State," approved April 3, 1869;

House bill No. 525 (File No. 155), entitled

A bill to amend section 19 of chapter 3 of act No. 164 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," approved May 1, 1881, being compiler's section 5071 of the general statutes of the State of Michigan, compiled and annotated by Andrew Howell;

House bill No. 653 (File No. 321), entitled

A bill to amend section 17, chapter 96, being section 3582, Howell's Annotated Statutes, relative to tolls on toll roads;

House bill No. 40 (File No. 381), entitled

A bill to incorporate the public schools of the village of Ovid, Clinton county;

House bill No. 15 (File No. 16), entitled

A bill to amend section 4 of an act entitled "An act supplementary to an act entitled 'An act to establish the Detroit House of Correction and to authorize the confinement of convicted persons therein,'" approved March 27, 1867, being compiler's section 9867 of Howell's Annotated Statutes, and to add a new section thereto, to stand as section 7 of said act in place of section 7, which was repealed by act 67, approved May 10, 1879:

House bill No. 291 (File No. 397), entitled

A bill to authorize the board of control of State swamp land to cause the removal of jams or rafts of flood-wood, and to clear out and deepen, where necessary, the channel of Swan creek, in the county of Midland;

House joint resolution No. 39 (File No. 22), entitled

Joint resolution to amend section 1 of article 7 of the constitution of this State, relative to elections;

House bill 713 (File No. 384), entitled

A bill to provide for the collection of certain ditch or drain orders issued for the construction of ditches and drains in the townships of Clyde and Ganges, in Allegan county;

House bill No. 423 (File No. 339), entitled

A bill to amend section 9 of chapter seventy-one, of the revised statutes of 1846, entitled "Of the inventory and collection of the effects of deceased persons" (being section 5877 of Howell's Statutes), so as to read as follows;

House bill No. 571 (File No. 413), entitled

A bill to provide for the purchase of certain lands adjoining lands now owned by the Michigan State Prison at Jackson, and for the sale of certain lands owned by the State of Michigan;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

House bill No. 399 (File No. 222), entitled

A bill to prevent the injury or destruction of baggage;

House bill No. 555 (File No. 326), entitled

A bill to impose a tax on the business of selling spirituous, intoxicating, malt, brewed, and fermented liquors in the State of Michigan, to be shipped from without this State, and to repeal act No. 226, laws of 1875, and being compiler's sections 1277, 1278, 1279, and 1280, Howell's Annotated Statutes of 1882;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

## III.

The committee of the whole have had under consideration the following:

Senate bill No. 338 (File No. 238), entitled

A bill to amend certain enumerated sections of an act entitled "An act to revise and consolidate the laws of this State providing for the drainage of swamps, marshes, and other low lands, and to repeal the acts of March 22, 1869, and April 13, 1871, known as the county drain law and the township drain law, being act No. 267 of the session laws of 1881," approved June 11, 1881,

Have directed their chairman to report the same back to the Senate with the recommendation that the bill be laid on the table.

## IV.

The committee of the whole have also had under consideration the following:

House bill No. 174 (File No. 340), entitled,

A bill to prohibit the manufacture and sale of butterine, and oleomargarine:

Have directed their chairman to report the same back to the Senate, with the recommendation that the further consideration of the bill be indefinitely postponed.

## V.

The committee of the whole have also had under consideration the following:

House bill No. 10 (File No. 337), entitled

A bill to revise and consolidate the laws relative to the State Prison and to the House of Correction and Reformatory at Ionia, and the government and discipline thereof, and to repeal all acts inconsistent therewith;

Have directed their chairman to report the same back to the Senate, with

the recommendation that the further consideration of the bill be made a special order for Tuesday, June 16, at 10 o'clock A. M.

S. W. SMITH, *Chairman.*

Report accepted and committee discharged.

The first named bills and joint resolution were placed on the order of third reading of bills.

On motion of Mr. S. W. Smith,

The Senate concurred in the recommendation of the committee regarding the second named bills, and the same were placed on the order of third reading of bills.

On motion of Mr. S. W. Smith,

The Senate concurred in the recommendation of the committee regarding the third named bill, and the same was laid on the table.

On motion of Mr. S. W. Smith,

The Senate concurred in the recommendation of the committee regarding the fourth named bill, and the further consideration of the same was indefinitely postponed.

On motion of Mr. S. W. Smith,

The Senate concurred in the recommendation of the committee regarding the fifth named bill, and the same was made a special order for Tuesday, June 16, at 10 o'clock A. M.

By unanimous consent,

Mr. Hubbell offered the following resolution:

*Resolved*, That the Secretary of the Senate be, and he is hereby instructed to draw pay certificates for members from and after Tuesday, June 16th, up to and including the last day of the session, June 20th;

Which was adopted.

By unanimous consent,

The Senate took up the order of

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 15, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to re-transmit the following bill:

House bill No. 668 (File No. 393), entitled

A bill to amend certain sections of an act entitled "An act to organize a union school district of Bay City," approved March 20, 1837,

In compliance with the request of the Senate for the return of said bill.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Davis moved to reconsider the vote by which the Senate passed the bill;

Which motion prevailed.

The question being on the passage of the bill,

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Davis moved to amend the bill as follows:

1. By inserting in section 2, line 13, after the words "two years" the following: The members of said school meeting present and entitled to vote thereat shall elect three inspectors of election, one of whom they shall designate as

chairman, who shall make a certified statement under their hand and seal of persons elected members of said board of education, and of all other questions decided at such meeting, and shall return the same to the Recorder of Bay City, who shall receive and keep the same on file.

2, By adding to section 3 the words "for the remainder of the unexpired term; which vacancy shall be filled by election at the next annual school meeting thereafter;"

Which motion prevailed, and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Francis,	Mr. Hubbell.	Mr. Pulver,
Brown,	Greiner,	Hueston,	Smith, S. W.,
Oline,	Hawley,	Manwaring,	Spencer,
Davenport,	Heisterman,	Monroe,	Stephenson,
Davis,	Hertzler,	Pennell,	President
			<i>pro tem.</i> , 20

#### NAYS.

0

Title agreed to.

On motion of Mr. Davis,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Hubbell,

The Senate adjourned.

*Lansing, Tuesday, June 16, 1885.*

The Senate met and was called to order by the President at 9 o'clock A. M.

Prayer by the Rev. Mr. Taylor.

Roll called: a quorum present.

#### ANNOUNCEMENT.

The President announced the following:

OFFICE OF THE PIONEER SOCIETY OF THE STATE OF MICHIGAN, }  
LANSING, June 16, 1885.

*To the Honorable the Senate of the State of Michigan:*

The Executive Committee of the Pioneer Society of the State of Michigan respectfully solicit the attendance of your honorable body at the meetings of the society to be held on the 17th and 18th instants at the Central M. E. church in this city.

FRANCIS A. DEWEY, *President.*

#### PETITIONS.

No. 784. By Mr. Phelps: Petition of Michael O'Brien, Carl Evans, and 103 other citizens of Manistee, for the passage of the convict labor bill;

Referred to the committee on State affairs.

# REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 342, entitled

A bill to authorize the city of Battle Creek to construct and maintain water-works and sewers, and to establish a board of public works,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. H. FRANCIS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Austin,

The rules were suspended, and the bill was placed on its immediate passage;

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Austin moved to amend the bill as follows:

By striking out all of section 4, after the word "equipments;"

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Kempf,	Mr. Shoemaker,
Belknap,	Francis,	Manwaring,	Smith, G. A.,
Brown,	Greiner,	Monroe,	Smith, S. W.,
Carpenter,	Hawley,	Moon,	Spencer,
Curtiss,	Heisterman,	Pennell,	Stephenson,
Davenport,	Hertzler,	Sherwood,	Woodruff,
Davis,	Hueston,		

26

## NAYS.

0

Title agreed to.

On motion of Mr. Austin,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

House bill No. 545 (File No. 418), entitled

A bill to amend section 10 of an act entitled "An act authorizing the formation of partnership associations in which the capital subscribed shall alone be responsible for the debts of the association, except under certain circumstances," approved May 22, 1877, being section 2374, Howell's Statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

C. J. MONROE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Belknap,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on banks and corporations:

The committee on banks and corporations, to whom was referred

House bill No. 373 (File No. 207), entitled

A bill for the incorporation of building, loan fund and saving associations,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended be placed on the general order, and ask to be discharged from the further consideration of the subject.

C. J. MONROE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Monroe,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 680 (File No. 282), entitled

A bill to amend section 1 of article five, act No. 252, session laws of 1873, entitled "An act to incorporate the village of Olio," relating to the "President of said village," and subdivisions 12 and 20 of section 2 of article 6 of the same act, relating to "of the board of trustees," and to add a new section to article 13 of the same act, to stand as section 4, relating to the limit of taxation, and to amend section 1 of article 29 of the same act, relating to "of the Genesee county jail,"

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate with amendment and recommend that the amendment be concurred in, and when so amended that it do pass, and ask to be discharged from the further consideration of the subject.

WM. H. FRANCIS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Francis,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Spencer,

The rules were suspended, and the bill was placed on its immediate passage;

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Austin moved to amend the same as follows:

Ay striking out of section 1 the words "and to amend section 1 of article 24 of same act, relating to 'of the Genesee county jail;'"

Which motion prevailed, and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,  
Belknap,  
Brown,

Mr. Davis,  
Edwards,  
Francis,

Mr. Kempf,  
Manwaring,  
Monroe,

Mr. Pulver,  
Sherwood,  
Smith, G. A.,



Mr. Carpenter, Carveth, Curtiss, Davenport,	Mr. Greiner, Heisterman, Hertzler, Hueston,	Mr. Moon, Pennell, Phelps,	Mr. Smith, S. W., Spencer, Stephenson,
			26

NAYS.

0

The question being on agreeing to the title,

Mr. Spencer moved to amend the title so as to read as follows:

A bill to amend section 1 of article V, act No. 259, session laws of 1873, entitled "An act to incorporate the village of Olio," relating to "of the president of said village," and subdivision 12th of section 2, article VI, of the same act, relating to "of the board of trustees," and to add a new section to article XII, of the same act, to stand as section 9, relating to "of the limit of taxation;"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Spencer,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Brown moved that the order of third reading be discharged from the further consideration of

House bill No. 676 (File No. 364), entitled

A bill making an appropriation for an engine and boiler house and sundry internal improvements in the State prison, at Jackson, Mich., also an appropriation for the purpose of manufacturing in said institution on State account;

And that the same be placed on its immediate passage;

Which motion prevailed.

The bill was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. G. A. Smith moved to amend the bill as follows:

By striking out of section 1, line 1, the word "six" and inserting in lieu thereof the word "nine;"

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Austin, Belknap, Brown, Carpenter, Carveth, Curtiss, Davenport,	Mr. Davis, Edwards, Francis, Greiner, Hawley, Hertzler, Hueston,	Mr. Kempf, Manwaring, Monroe, Moon, Pennell, Phelps,	Mr. Sherwood, Smith, G. A., Smith, S. W., Spencer, Stephenson, Woodruff,
			26

NAYS.

1

Mr. Heisterman,

Title agreed to.

On motion of Mr. Brown,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

Mr. G. A. Smith moved to take from the table

Senate bill No. 300 (File No. 90), entitled

A bill to amend section 1 of act No. 177, of the session laws of 1881, entitled "An act relative to the delivery of grain by railway companies," approved May 31, 1881.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

By unanimous consent, Mr. Hawley moved to amend the bill as follows:

By adding to the end of the bill the words "Nothing in this act shall prevent the making of special contracts between shippers and railroad companies."

Mr. Pennell moved the previous question;

Which was demanded by a majority of the Senators.

The question being, shall the main question be now put,

The same was ordered.

The amendment was then not adopted.

The question being on the passage of the bill,

The same was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Manwaring,	Mr. Smith, G. A.,	
Belknap,	Heisterman,	Monroe,	Smith, S. W.,	
Brown,	Hertzler,	Moon,	Spencer,	
Carpenter,	Hubbell,	Pennell,	Stephenson,	
Carveth,	Hueston,	Sherwood,	Woodruff,	
Davis,	Kempf,	Shoemaker,		23

#### NAYS.

Mr. Curtiss,	Mr. Greiner,	Mr. Hawley,	Mr. Phelps,	4
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Title agreed to.

The President announced that the hour had arrived which the Senate set apart as a special order for the consideration of

House bill No. 10 (File No. 337), entitled

A bill to revise and consolidate the laws relative to the State Prison and to the House of Correction and Reformatory at Ionia, and the government and discipline thereof, and to repeal all acts inconsistent therewith.

#### SPECIAL ORDER.

On motion of Mr. Manwaring,

The Senate went into committee of the whole on the special order,

The President in the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

House bill No. 10 (File No. 337), entitled

A bill to revise and consolidate the laws relative to the State Prison and to the House of Correction and Reformatory at Ionia, and the government and discipline thereof, and to repeal all acts inconsistent therewith;

Have made some progress therein, but not having gone through therewith, have directed their chairman to report that fact to the Senate and ask leave to sit again.

A. BUTTARS, *Chairman.*

Report accepted.

On motion of Mr. Brown,  
The request was granted.  
On motion of Mr. Pulver,  
The Senate took a recess until 2 o'clock P. M.

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AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President.  
Roll called : a quorum present.

MOTIONS AND RESOLUTIONS.

Mr. Belknap offered the following resolution :

*Resolved*, That the several committee clerks of the Senate report to the engrossing and enrolling committee for duty forthwith and hold themselves in readiness to assist in enrolling and engrossing bills until the close of the session ;

Which was adopted.

Mr. Spencer offered the following resolution :

**WHEREAS**, We desire to recognize the faithful, efficient, and courteous manner in which the secretary and assistant secretary of the Senate have discharged their duties, not only those duties which have heretofore devolved upon said officers, but also the additional labor of keeping a correct bill history of all Senate and House bills, and other extra services which have been of vast assistance to Senators ; therefore,

*Resolved*, That Lewis M. Miller and John D. Sumner, secretary and assistant secretary of the Senate, be paid an additional compensation of three dollars per day during the present session of the Legislature.

Mr. Woodruff moved to lay the resolution on the table ;

Which motion did not prevail.

The question being on the adoption of the resolution,

Mr. Manwaring called for the yeas and nays.

The resolution was not adopted by yeas and nays, as follows :

YEAS.

Mr. Belknap,	Mr. Davis,	Mr. Hawley,	Mr. Spencer,
Brown,	Francis,	Heisterman,	Stephenson,
Curtiss,			

9

NAYS.

Mr. Austin,	Mr. Edwards,	Mr. Monroe,	Mr. Smith, G. A.,
Carveth,	Greiner,	Moon,	Woodruff,
Davenport,	Manwaring,	Phelps,	

11

Mr. Hawley moved to reconsider the vote by which the resolution was lost ;

Which motion prevailed.

On motion of Mr. Hawley,

The resolution was laid on the table.

Mr. Belknap offered the following resolution :

*Resolved*, That Janitor Barnhardt Rice be paid one dollar per day for extra services during the present session ;

Which was adopted, by yeas and nays, as follows :

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hertzler,	Mr. Sherwood,
Belknap,	Edwards,	Hubbell,	Shoemaker,
Brown,	Francis,	Hueston,	Smith, G. A.,
Carpenter,	Greiner,	Kempf,	Smith, S. W.,
Carveth,	Hawley,	Moon,	Spencer,
Curtiss,	Heisterman,	Pennell,	Stephenson,
Davenport,			23

## NAYS.

Mr. Cline,	Mr. Manwaring,	Mr. Phelps,	Mr. Woodruff,	4
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Mr. Hawley offered the following resolution:

*Resolved*, That the Secretary, Lewis M. Miller, be paid the extra compensation of two dollars per day during the present session, for extra work performed by him,

Which was adopted by yeas and nays as follows:

## YEAS.

Mr. Belknap,	Mr. Edwards,	Mr. Hubbell,	Mr. Shoemaker,
Brown,	Francis,	Hueston,	Smith, G. A.,
Carpenter,	Greiner,	Kempf,	Smith, S. W.,
Carveth,	Hawley,	Moon,	Spencer,
Curtiss,	Heisterman,	Pennell,	Stephenson,
Davis,	Hertzler,	Sherwood,	23

## NAYS.

Mr. Phelps,	Mr. Woodruff,	2
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Mr. Curtis offered the following resolution:

*Resolved*, That John D. Sumner, Assistant Secretary of the Senate, be allowed two dollars per day extra compensation during the present session.

Mr. Moon moved to amend by striking out the word "two" and inserting in lieu thereof the word "one,"

Which motion prevailed.

The resolution was then adopted, by yeas and nays, as follows:

## YEAS.

Mr. Belknap,	Mr. Edwards,	Mr. Hertzler,	Mr. Sherwood,
Brown,	Francis,	Hubbell,	Smith, G. A.,
Carpenter,	Greiner,	Hueston,	Smith, S. W.,
Carveth,	Hawley,	Kempf,	Spencer,
Curtiss,	Heisterman,	Moon,	Stephenson,
Davis,			21

## NAYS.

Mr. Phelps,	Mr. Woodruff,	2
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Mr. Austin offered the following:

*Resolved by the Senate* (the House concurring), That the State Librarian and the Assistant State Librarian be paid two dollars per day extra compensation for extra services during the session of the Legislature;

Which was not adopted, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Carveth,	Mr. Hueston,	Mr. Stephenson,
Carpenter,	Hawley,		6

## NAYS.

Mr. Belknap,	Mr. Edwards,	Mr. Kempf,	Mr. Pulver,
Brown,	Francis,	Manwaring,	Shoemaker,
Cline,	Greiner,	Moon,	Smith, G. A.,
Curtiss,	Heisterman,	Pennell,	Woodruff,
Davenport,	Hubbell,	Phelps,	19

Mr. Woodruff offered the following concurrent resolution :

*Resolved by the Senate* (the House of Representatives concurring), That the action of our Michigan Senators in voting for the ratification of the pending treaty of the United States with the Republic of Nicaragua, be and the same is hereby approved ; and that our Representatives are hereby requested to vote for the appropriations necessary to construct said canal in pursuance of the terms of said treaty, when the same shall have been ratified ;

Which was adopted.

Mr Hubbell offered the following resolution :

*Resolved by the Senate*, That the members of this body, recognizing the efficiency, ability, and urbanity of Hon. James B. Willson, the Governor's counsel, and the material aid he has been to proper and constitutional legislation, desire in this manner to express our just appreciation of his knowledge of jurisprudence, his arduous and unremitting labors, and the uniform courteous treatment which we have received at his hands. We assure him that in whatever fields his future labors may lead him, he has left enduring evidences of his ability and large legal learning in the laws which have passed under his scrutiny, and that his gentlemanly kindnesses will never be effaced from our remembrances ;

*Resolved further*, That a properly engrossed copy of this resolution be presented by this Senate to said James B. Wilson ;

Which was adopted.

Mr. Manwaring offered the following :

*Resolved*, That act No. 3, of the session laws of 1873, fixes the pay of the employes of the Senate ;

AND WHEREAS, Article 4, section 21, of the Constitution prohibits the granting of extra compensation to any public officer after the services have been rendered and the contract entered into ; therefore

*Be it resolved*, That extra pay granted to any officer or employé of this Senate is in direct violation of the laws and Constitution.

Mr. Belknap moved that the resolution lie upon the table.

Mr. Manwaring called for the yeas and nays.

Which motion prevailed, by yeas and nays, as follows :

## YEAS.

Mr. Belknap,	Mr. Greiner,	Mr. Hueston,	Mr. Pennell,
Carveth,	Hawley,	Kempf,	Smith, G. A.,
Curtiss,	Heisterman,	Moon,	Stephenson,
Francis,	Hubbell,		14

## NAYS.

Mr. Carpenter,	Mr. Manwaring,	Mr. Sherwood,	Mr. Woodruff,
Edwards,	Phelps,	Shoemaker,	7

The Senate returned to the order of

## REPORTS OF STANDING COMMITTEES.

By the committee on appropriations and finance:

The committee on appropriations and finance, to whom was referred

Senate bill No. 40 (File No. 16), entitled

A bill appropriating moneys for repairs, improvements, and new buildings at Jackson,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and with the recommendation that it do lie on the table, and ask to be discharged from the further consideration of the subject.

GEO. A. SMITH, *Chairman*.

On motion of Mr. G. A. Smith,

The bill was laid on the table.

By the committee on appropriations and finance:

The committee on appropriations and finance, to whom was referred

Senate bill No. 151, entitled

A bill to enlarge the Supreme Court and increase the salaries of the judges thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and with the recommendation that it do lie on the table, and ask to be discharged from the further consideration of the subject.

GEO. A. SMITH, *Chairman*.

On motion of Mr. G. A. Smith,

The bill was laid on the table.

By the committee on appropriations and finance:

The committee on appropriations and finance, to whom was referred

Senate joint resolution No. 32, entitled

Joint resolution for the relief of Frank Z. Thompson,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and with the recommendation that it do lie on the table, and ask to be discharged from the further consideration of the subject.

GEO. A. SMITH, *Chairman*.

On motion of Mr. G. A. Smith,

The joint resolution was laid on the table.

By the committee on appropriations and finance:

The committee on appropriations and finance, to whom was referred

Senate bill No. 228, entitled

A bill making appropriations for the expenses of the State officers and State government for the years 1885 and 1886, and to provide a tax for the payment of the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, with the accompanying table of estimates, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. A. SMITH, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. G. A. Smith,

The bill was placed on the order of third reading.

On motion of Mr. G. A. Smith,  
The table of estimates was ordered printed in the Journal.  
The following is the table:

AUDITOR GENERAL'S OFFICE, }  
June 15, 1885.

Estimated tax for general purposes for the years 1885 and 1886, \$1,491,774.90  
arrived at as follows:

**ESTIMATED DISBURSEMENTS FOR THE FOLLOWING PURPOSES DURING—**

	1885.	1886.
For Salaries of State officers.....	\$36,400 00	\$36,400 00
"    " extra clerks.....	45,000 00	45,000 00
"    " judicial.....	100,000 00	100,000 00
Expense of judiciary.....	10,000 00	10,000 00
Expense of legislature of 1885, exclusive of printing.....	120,000 00	
Members of Boards of State Institutions.....	2,000 00	2,000 00
Apprehension of escaped convicts.....	1,800 00	1,800 00
Conveying convicts to State Prison.....	4,500 00	4,500 00
Conveying convicts to State House of Correction.....	12,300 00	12,300 00
Transportation of children to and from State Public School.....	2,500 00	2,500 00
Care of Juvenile offenders.....	2,500 00	2,500 00
Support of female convicts.....	200 00	200 00
Costs of suits.....	3,000 00	3,000 00
Coroners' fees.....	2,500 00	2,000 00
Wolf bounty.....	75 00	75 00
Sugar bounty.....	50 00	50 00
State Board of education.....	250 00	250 00
Expenses of State House of Correction.....	63,000 00	63,000 00
Expenses of State Prison.....	6,000 00	6,000 00
Support of Insane.....	20,000 00	250,000 00
Awards of Board of State Auditors.....	150,000 00	150,000 00
<b>Footings.....</b>	<b>\$790,075 00</b>	<b>\$720,075 00</b>

*Sundry Appropriations Containing no Tax Clauses.*

	1885.	1886.
For Officers' salaries—Eastern Asylum.....	\$10,000 00	\$10,000 00
"    " —Michigan Asylum.....	10,000 00	10,000 00
"    " —Criminal Insane.....	3,000 00	3,000 00
Geological Survey.....	8,000 00	8,000 00
Soldiers' Aid.....	5,000 00	5,000 00
State Board of Health.....	4,000 00	4,000 00
University of Michigan, Homo. Dept.....	6,000 00	6,000 00
Teachers' Institutes.....	1,800 00	1,800 00
Soldiers and Sailors' Monument at Detroit.....	100 00	100 00
Support of Edward Murphy.....	300 00	300 00
Immigration Agency.....	2,500 00	
Board of Corrections and Charities.....	5,000 00	5,000 00
<b>Footings.....</b>	<b>\$55,700 00</b>	<b>\$63,300 00</b>

*Appropriations of "Present Legislature which contain no tax clauses.*

	1885.	1886.
For State House of Correction, water works.....	\$2,000 00	
Bureau of Labor and Industrial Statistics.....	6,000 00	\$6,000 00
Exposition at New Orleans.....	10,300 00	
Plumier Society.....	2,500 00	2,500 00
Horticultural and Pomological Exhibitions at Grand Rapids.....	1,000 00	
Frescoing and decorating walls, etc., in Capitol.....	25,000 00	
Officers' salaries—Northern Michigan Asylum.....	5,777 77	10,000 00
Industrial Home for Girls—Fire escapes.....	1,000 00	
Northern Michigan Asylum—Furnishing and apparatus.....	121,700 00	
Northern Michigan Asylum—Working capital.....	15,000 00	
Books for State Library.....	30,000 00	3,000 00
Proceedings of Sup't of Poor.....	150 00	150 00
Semi Centennial Celebration of State, e'c.....	5,000 00	
Indexing names of soldiers by Adj't. Gen'l.....	500 00	
Credit to Manitou county.....	691 84	
Adjudication of State bounties, etc.....	10,000 00	
<b>Footings.....</b>	<b>\$209,519 65</b>	<b>\$21,650 00</b>

209,519 65      21,650 00

*Bills on the files which contain no tax clauses, and which, if not passed, should be stricken from the estimate.*

File No. Senate.	Purposes.	1885.	1886.	1885.	1886.
J. R. 19. Relief of Lorenzo Buck.....		\$150 00			
30. Relief of Albert Manypenny.....		150 00			
23. Statue of Lewis Cass.....		10,000 00			
25. Claim of John Macfie.....		415 25			
24. Electric light for Capitol.....		25,500 00	\$550 00		
Footings.....		\$36,205 25	\$550 00	\$36,205 25	\$550 00
Total estimated disbursements for the above class of items for the years indicated (carried forward).....				\$1,091,499 90	\$795,975 00
<i>From which deduct estimated receipts during the two years which are applicable to the above classes of expenditures.</i>					
		1885.	1886.		
From Sale of educational lands.....		\$140,000 00	\$140,000 00		
Salt spring, State building, and asset lands..		3,300 00	3,300 00		
Session laws, reports, etc.....		1,900 00	1,900 00		
Interest on surplus revenue, etc.....		40,000 00	40,000 00		
Rents.....		1,800 00	1,900 00		
Fees from commissioners of deeds.....		100 00	1 00		
Notaries Public.....		3,500 00	1,000 00		
Peddlers' licenses.....		900 00	900 00		
For town plats.....		200 00	200 00		
From State departments.....		6,000 00	6,000 00		
Liquor tax.....		1,400 00	1,400 00		
Footings.....		\$199,100 00	\$196,600 00	199,100 00	196,600 00
Amount of tax required for general purposes in the years 1885-6.....				\$892,399 90	\$599,375 00
And the total for the two years.....					\$1,491,774 90
To which should be added all subsequent legislation which calls for money without providing a tax to meet the same.					

By the select committee on drainage:

The select committee on drainage, to whom was referred

Senate bill No. 167, entitled

A bill to authorize the supervisor of the township of Dexter, Washtenaw county, Michigan, to make a re-assessment to defray the expenses of a public improvement in said township of Dexter made on a ditch known as "Dexter ditch No. 1," commencing on the northeast quarter of the north-west quarter of section 21 of said township, 516 feet east of the south-west corner of the same, thence south and easterly through parts of sections 21 and 23, thence northerly and easterly through parts of section 27 and section 22, thence easterly and southerly through section 23 to its termination in the southwest quarter of section 24;

Also,

Senate bill No. 199, entitled

A bill to amend section 15 of act 269 of the session laws of 1881, entitled "An act to revise and consolidate the laws of this State providing for the drainage of swamps and marshes and other low lands, and to repeal the acts of March 22, 1869, and April 13, 1871, known as the county drain law and township drain law," approved June 11, 1881;

Also,

Senate bill No. 281, entitled

A bill to authorize the supervisor of the township of Northfield, Washtenaw county, Michigan, to make a reassessment to defray the expenses of public improvements in said township of Northfield, known as the Horse Shoe Lake inlet or drain; also the Horse Shoe Lake outlet or drain, and the Ludwig drain; For a full and complete description of which reference is had to the original survey for the construction of the same, now on file in the office of the clerk of said township,



Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the said several bills do lie on the table, and ask to be discharged from the further consideration of the subject.

EDWARD E. EDWARDS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Edwards,

The bills were laid on the table.

Mr. Hawley moved to take from the table

House bill No. 608 (File No. 422), entitled

A bill making an appropriation of State swamp lands to aid the county of Ingham to drain and reclaim certain swamp and overflowed lands by opening and deepening the outlet of Hewes and Ewers lakes, and to authorize a tax to complete the same and to repeal act No. 85 of the session laws of 1881, entitled "An act to authorize the board of control of State swamp lands to make an appropriation of swamp land to drain and reclaim certain swamp and overflowed lands in Ingham and Bunkerhill townships, Ingham county, by opening and deepening the natural outlet of Hewes and Ewers lakes," approved April 12, 1881;

Which motion prevailed.

The question being on the passage of the bill,

The same was then read a third time and passed, two-thirds of all the Senators elect voting therefor by yeas and nays as follows: .

#### YEAS.

Mr. Austin,	Mr. Francis,	Mr. Kempf,	Mr. Sherwood,
Belknap,	Greiner,	Manwaring,	Shoemaker,
Brown,	Hawley,	Monroe,	Smith, G. A.,
Carveth,	Heisterman,	Moon,	Smith, S. W.,
Curtiss,	Hertzler,	Pennell,	Stephenson,
Davenport,	Hubbell,	Phelps,	Woodruff,
Edwards,	Hueston,	Pulver,	

27

#### NAYS.

Mr. Cline,

1

Title agreed to.

On motion of Mr. Pennell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Sherwood moved to take from the table

House bill No. 120 (File No. 51), entitled

A bill to amend section 3, chapter 194, relative to the State agricultural college, being section 4979 of Howell's Annotated Statutes of Michigan;

Which motion did not prevail.

Mr. Shoemaker moved to take from the table

Senate joint resolution No. 13, entitled

A joint resolution for the relief of Hananiah D. Pugh, Claude C. Walker, and Edward W. Lowe;

Which motion prevailed.

On motion of Mr. Shoemaker,

The joint resolution was placed on the order of third reading;

## PRESENTATION.

The President called Mr. Brown to the chair.

Mr. S. W. Smith said :

MR. CHAIRMAN—We have reached the closing hours of Senatorial labor, when by mutual consent formal rules are suspended and our utterances are breathed in freedom's air. In the enjoyment of this liberty I meet a pleasant and delightful duty. In the performance of my trust the extremes of years and experience meet. Youth bows to age, and maturing manhood, full of hope and vigor, pays a tribute of homage and respect to declining years. Association is time's crucible in which is purified and made valuable the ties of friendship.

Senator Brown, something over five months ago we met as strangers. Your white crown and your eloquent words made you prominent among us and our eyes turned involuntarily to you for counsel and advice.

Now that the hour of parting by Legislative limitation is so near at hand, we desire to more than bid you farewell, to leave with you a token of our regard, a golden staff of remembrance upon which you can lean as you pass down life's decline.

The token in its intrinsic value is the gift of one whose wish is that all shall share in the pleasant memories it will ever bring to you.

Now, dear old associate, in parting I echo the heartfelt wish of the entire Senate for your health and happiness, as you go down the decline which is steepest at the last, and to feel assured that the friends made here in faith and kindness will be present to sustain and support you.

Mr. Brown responded in a very able and feeling manner.

## SPECIAL ORDER.

On motion of Mr. Shoemaker,

The Senate went into committee of the whole, on the special order,

The President in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report :

The committee of the whole have had under consideration the following.

House bill No. 10 (File No. 337), entitled

A bill to revise and consolidate the laws relative to the State prison and to the house of correction and reformatory at Ionia, and the government and discipline thereof, and to repeal all acts inconsistent therewith ;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend that the bill be placed on the order of third reading.

A. BUTTARS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hawley,

The Senate concurred in the amendments made to the bill by the committee, and the bill was placed on the order of third reading of bills.

The Senate returned to the order of

## MESSAGES FROM THE HOUSE.

The President announced the following :

HOUSE OF REPRESENTATIVES, }  
*Lansing, June 16, 1885.* }

*To the President of the Senate :*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 22 (File No. 191), entitled

A bill to amend sections 1442, 1443, 1445, and 1446 of Howell's Annotated Statutes, being sections 1, 2, 4, and 5 of act No. 244 of the session laws of 1879, entitled "An act for the collection of damages sustained by reason of defective public highways, streets, bridges, cross-walks, and culverts," so as to make said act cover damages sustained by reason of defective sidewalks;

And to inform the Senate that the House has amended the same as follows:

Amend section 7, line 2, by inserting after the word "act" the following words: "On account of bodily injuries sustained by reason of defective sidewalks;"

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

Mr. Hubbell moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays as follows:

YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Hubbell,	Mr. Pennell,	
Belknap,	Davis,	Hueston,	Pulver,	
Brown,	Francis,	Kempf,	Sherwood,	
Carpenter,	Greiner,	Manwaring,	Shoomaker,	
Carveth,	Hawley,	Monroe,	Smith, G. A.,	
Oline,	Heisterman,	Moon,	Stephenson,	26
Curtiss,	Hertzler,			

NAYS.

0

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, June 16, 1885.* }

*To the President of the Senate :*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 368 (File No. 240), entitled

A bill to authorize the enlisting, organization, equipping and mustering into the State service of military companies at Menominee, Muskegon, Detroit, Jackson, Grand Rapids, and Houghton, in the State of Michigan, to be attached to the regiments of State troops;

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives,*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 16, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled joint resolution:

Senate joint resolution No. 10, entitled

A joint resolution for the payment of expenses incurred in examinations of charges against Nelson DeLong, mayor of the city of Muskegon;

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 16, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 273 (File No. 230), entitled

A bill to incorporate the public schools of Oscoda;

And to inform the Senate that the House has amended the same as follows

1. By striking out in line 2 of section 1 the words, "now known," and inserting in lieu thereof the words "including also;"

2. By striking out in lines 3 and 4 of section 2 all between the words "Oscoda" in line 3 and the word "shall" in line 4;

3. By inserting in line 4 of section 4 after the word "said," the word "graded;"

4. By striking out the word "That" in line 1 of section 9;

5. By adding at the end of section 10 the following: "and in case of their absence any electors may be chosen;"

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

Mr. Pulver moved that the Senate concur in the amendments made to the bill by the House;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Belknap,	Mr. Francis,	Mr. Kempf,	Mr. Pulver,
Carpenter,	Greiner,	Manwaring,	Sherwood,
Carveth,	Heisterman,	Monroe,	Shoemaker,
Curtiss,	Hertzler,	Moon,	Smith, G. A.,
Davenport,	Hubbell,	Pennell,	Woodruff,
Edwards,			

## NAYS.

0

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 16, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 401 (File No. 276), entitled

A bill to amend section 13 of chapter 3 of act No. 164, session laws of 1881, being consecutive section 5066 of Howell's Annotated Statutes, relative to the employment of teachers in public schools;

2. House bill No. 496 (File No. 420), entitled

A bill to amend section 345 of compiled laws of 1857, the same being section 483 of Howell's Annotated Statutes, relative to boards of supervisors;

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on education and public schools.

The second named bill was read a first and second time by its title, and referred to the committee on counties and townships.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 16, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 178 (File No. 165), entitled

A bill to amend act No. 192 of the public acts for the year 1879, being section 9315 of Howell's Annotated Statutes, relative to the punishment of libel and slander, and to add one new section thereto to stand as section 2;

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 16, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 605 (File No. 342), entitled

A bill to amend an act entitled "An act to revise the charter of the city of Lansing," approved March 25, 1875, as amended by act No. 272, laws of 1877, and as amended by act No. 338, laws of 1883;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 16, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 264, entitled

A bill to prevent the use of tobacco by teachers of public and private schools, in and around school rooms and upon school grounds,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and

On motion of Mr. Belknap,

The rules were suspended, and the bill was placed on its immediate passage.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Hawley moved that the bill be laid on the table;

Which motion did not prevail.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Oline,	Mr. Hueston,	Mr. Moon,
Belknap,	Davis,	Kempf,	Phelps,
Brown,	Edwards,	Manwaring,	Smith, G. A.,
Carpenter,	Hertzler,	Monroe,	Woodruff,
Carveth,			

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#### NAYS.

Mr. Curtiss,	Mr. Hawley,	Mr. Pennell,	Mr. Shoemaker,
Davenport,	Heisterman,	Pulver,	Stephenson,
Greiner,	Hubbell,	Sherwood,	

11

Title agreed to.

Mr. Hawley gave notice that he would move to reconsider the vote by which the bill passed.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 16, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 342, entitled

A bill to authorize the city of Battle Creek to construct and maintain water works and sewers, and to establish a board of public works;

In the passage of which, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 16, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to re-transmit the following bill:

House bill No. 492 (File No. 383), entitled

A bill to amend sections 4 and 7 of chapter 3, section 5 of chapter 11, and to repeal section 14 of chapter 12 of act No. 10 of the session laws of 1882, being an act to amend sections 4, 5, and 8 of chapter 2, sections 4 and 7 of chapter 3, section 3 of chapter 4, and sections 5 and 13 of chapter 11, and to add a new section to chapter 12 to stand as section 14 of act No. 243 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, and improvement, and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this State," approved June 8, 1881;

In compliance with the request of the Senate for the return of said bill.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Carpenter moved to reconsider the vote by which the Senate agreed to the title of the bill;

Which motion prevailed.

The question being on agreeing to the title,

Mr. Carpenter moved to amend the title so as to read as follows:

A bill to amend section 4 of chapter II, sections 4 and 7 of chapter III, section 5 of chapter XI, and to repeal section 14 of chapter XII of act No. 10 of the session laws of 1882, being "An act to amend sections 4, 5, and 8 of chapter II, sections 4 and 7 of chapter III, section 3 of chapter IV, and sections 5 and 13 of chapter XI, and to add a new section to chapter XII to stand as section 14 of act No. 243 of the session laws of 1881, entitled 'An act to revise and consolidate the laws relating to the establishment, opening and improvement and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this State,' approved June 8, 1881;

Which motion prevailed,

The title as amended was then agreed to.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 16, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled joint resolution:

Senate joint resolution No. 28 (File No. 22), entitled

Joint resolution to provide for placing a statue of Gen. Lewis Cass in the Representative gallery of illustrious Americans at the National Capitol ;

And to inform the Senate that the House has amended the same by adding to the end of the joint resolution the following:

" *Provided*, That the money hereby appropriated shall not be drawn from the treasury until the year 1888, and the same shall be incorporated in the State tax for the year 1887;"

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Hubbell moved that the Senate concur in the amendments made to the bill by the House.

Which motion prevailed, by yeas and nays as follows:

#### YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hubbell,	Mr. Pulver,
Belknap,	Edwards,	Hueston,	Sherwood,
Brown,	Francis,	Kempf,	Shoemaker,
Carpenter,	Greiner,	Manwaring,	Smith, G. A.,
Carveth,	Hawley,	Monroe,	Spencer,
Oline,	Heisterman,	Moon,	Stephenson,
Curtiss,	Hertzler,	Pennell,	Woodruff,
Davenport,			

29

#### NAYS.

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The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, June 16, 1885.*

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 701 (File No. 352), entitled

A bill to amend section 14, chapter 2, of act No. 243 of the session laws of 1871, relative to assessments for highway purposes, being section 1338 of Howell's Annotated Statutes of 1883;

2. House bill No. 216 (File No. 327), entitled

A bill to provide for the better protection of the health, comfort, and safety of persons employed in shops and factories;

3. House bill No. 626 (File No. 388) entitled

A bill to amend section 4339 of the compiled laws of 1871, being section 5802 of Howell's Annotated Statutes, relative to the probate of wills;

4. House bill No. 732 (File No. 427), entitled

A bill to authorize the purchase of certain books for the use of township officers;

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*



The first named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The second named bill was read a first and second time by its title, and referred to the committee on labor.

The third named bill was read a first and second time by its title, and referred to the committee on the judiciary.

The fourth named bill was read a first and second time by its title, and referred to the committee on the judiciary.

Mr. Hubbell moved that the Senate adjourn ;

Which motion did not prevail.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }  
Lansing, June 16, 1885. }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following entitled bill :  
House bill No. 16, entitled

A bill to authorize the township of Thomastown, in Saginaw county, to raise money by issuing the bonds of said township for the purpose of procuring the free crossing of the bridge of the State Road Bridge Company by the tax-payers of said township of Thomastown during the unexpired time for which said bridge company is chartered, and to authorize said township and said bridge company to contract with each other in relation thereto ;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and

On motion of Mr. Davenport,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows :

YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Hueston,	Mr. Sherwood,
Belknap,	Edwards,	Kempf,	Shoemaker,
Brown,	Francis,	Manwaring,	Smith, G. A.,
Carpenter,	Greiner,	Moon,	Spencer,
Carveth,	Hawley,	Pennell,	Stephenson,
Oline,	Heisterman,	Phelps,	Woodruff,
Curtiss,	Hertzler,	Pulver,	

27

NAYS.

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Title agreed to.

On motion of Mr. Davenport,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Hubbell,

The Senate adjourned.

*Lansing, Wednesday, June 17, 1885.*

The Senate met and was called to order by the President at 9 o'clock A. M.  
Prayer by the Rev. Mr. Jameson.

Roll called: a quorum present.

PETITIONS.

No. 765. By Mr. Sherwood: Petition of Lydia B. Jones and 40 other women of Cass county, relative to municipal suffrage;

Referred to the committee on the judiciary.

No. 786. By Mr. Phelps: Petition of Wm. H. Halstead and 40 others of Bear Lake, Manistee county, for the passage of the convict labor bill;

Referred to the committee on State prison.

REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 274 (File No. 309), entitled

A bill to amend act No. 138 of the public acts of 1881, and being compiler's sections No. 1813 to 1818 inclusive, Howell's Annotated Statutes of 1882, being an act to provide for the medical and surgical treatment of dependent children at the hospital of the Michigan University.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and without recommendation as to its passage, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Belknap,

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 341 (File No. 183), entitled

A bill in relation to jurors in courts of record in the county of Wayne, and to revise the laws relative thereto,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and without recommendation as to its passage, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 626 (File No. 358), entitled

A bill to amend section 4339 of the compiled laws of 1871, being section 5802 of Howell's Annotated Statutes relative to probate of wills,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 502 (File No. 399), entitled

A bill giving a right of action to employes injured, and to their next of kin if killed in any manufacturing establishment, and giving a lien to such employes and next of kin, on the land on which such establishment is situated, and on all buildings, personal property, and fire insurance thereon, in all cases where such employes are injured or killed by reason of insufficient fire escapes in such establishments; such lien to take precedence of any prior mortgage, levy, lien, assignment, deed of trust, or other incumbrances whatsoever;

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, and without recommendation as to its passage, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 723 (File No. 426), entitled

A bill to prevent sheriffs, constables, and coroners from hiding or concealing goods and chattels taken on execution, and to punish as a misdemeanor such action on their part,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, and without recommendation as to its passage, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill 732 (File No. 427), entitled

A bill to authorize the purchase of certain books for the use of township officers,

Respectfully report that they have the same under consideration and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The bill was placed on the order of third reading.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 595 (File No. 370), entitled

A bill to authorize the treasurer of Decatur township to pay back to the tax payers the taxes declared by the supreme court to have been levied under a void law,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

Mr. Hubbell moved that the further consideration of the bill be indefinitely postponed.

Mr. Manwaring moved that the bill be laid on the table;

Which motion did not prevail.

The question being on indefinitely postponing the further consideration of the bill,

Mr. Edwards called for the yeas and nays.

The motion then prevailed, by yeas and nays as follows:

#### YEAS.

Mr. Austin,	Mr. Francis,	Mr. Monroe,	Mr. Shoemaker,
Carpenter,	Hawley,	Moon,	Smith, G. A.,
Carveth,	Hubbell,	Pennell,	Spencer,
Oline,	Hueston,	Pulver,	Stephenson,
Curtiss,	Kempf,	Sherwood,	Woodruff,
Davenport,	Manwaring,		

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#### NAYS.

Mr. Brown,	Mr. Edwards,	Mr. Greiner,	Mr. Heisterman, 4
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By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No 31, entitled

A bill to amend section 8 and to repeal sections 10 and 11 of chapter 50 of the compiled laws of 1871, being sections 1762, 1764, and 1765 of Howell's Annotated Statutes, relative to the support of the poor by the public,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hawley,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 407, entitled

A bill to amend section 6719 of the compiled laws of 1871, being section 8308

of Howell's Statutes, relative to summary proceedings to recover possession of land,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Manwaring,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 321, entitled,

A bill to amend section 7 of chapter 169 of the compiled laws of 1871, relative to marriages, and the solemnization thereof, and to restore and amend sections 10, 11, and 12, of said chapter, as repealed by act No. 194 of the session laws of 1867,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Manwaring,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to was referred

Senate bill No. 231, entitled

A bill to prevent hunting for game with fire-arms, dogs, traps, or otherwise, on any marsh lands or premises of another in this State without the written consent of the owner or lessee of said premises,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Manwaring,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 290, entitled

A bill to amend section 16 of act No. 186 of the session laws of 1881, entitled "An act to amend sections 16, 17, and 18 of chapter 177 of the compiled laws of 1871," relative to probate courts, being section 6770 of the general statutes of the State of Michigan, as compiled and annotated by Andrew Howell,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr Manwaring,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 289, entitled

A bill to amend section 24 of chapter 178 of the compiled laws of 1871, as amended by act No. 99 of the session laws of 1881, entitled "Of courts held by justices of the peace," being section 5372 of the compiled laws of 1871, relative to the transfer of cases in justice courts, being section 6937 of the general statutes of the State of Michigan, as compiled and annotated by Andrew Howell,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 286, entitled

A bill to define and establish the relations between lessors and lessees in mining licenses and leases in the Upper Peninsula,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 248, entitled

A bill to repeal section 513 of Howell's Annotated Statutes, relative to the powers and duties of the board of auditors of Wayne county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 239, entitled

A bill to amend section 8032 of Howell's Annotated Statutes, being com-

piller's section 6440 of the compiled laws of 1871, relative to the liability of garnishees,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 145, entitled

A bill to amend 1960 of the compiled laws of 1871, as amended by act No. 223 of the public acts of this State for the year 1879, being section 1985 of Howell's Annotated Statutes, relative to disorderly persons,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 158, entitled

A bill to amend section 28 of chapter 128 of the compiled laws of 1871, being compiler's section 6841 of Howell's Annotated Statutes of Michigan, relative to service of attachment issued from justices' court,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 133, entitled

A bill to increase the number of justices of the supreme court,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 92, entitled

A bill to amend section 28 of chapter 238 of compiled laws of 1871, being compiler's section 7423, and being section 9000 of Howell's Annotated Statutes, relative to taxation of costs in foreclosure of mortgages by advertisement,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and asked to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 67, entitled

A bill to provide for ready reference to the general laws of this State, in legislating thereon, and to declare the effect of such reference,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 59 (File No. 39), entitled

A bill to provide for the review of motions for new trials by the supreme court,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 41, entitled

A bill to amend section 11 of chapter 156 of the revised statutes of 1846, being section 7663 of the compiled laws of 1871, relative to aiding prisoners to escape,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.



On motion of Mr. Hubbell,  
The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred  
Senate bill No. 9, entitled

A bill to amend sections 3, 4, 7 and 15, of chapter 218 of the compiled laws of 1871, being compiler's sections, respectively, 6914, 6915, 6918 and 6926, relative to foreclosure of mortgages by advertisement,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,  
The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred  
Senate bill No. 530, entitled

A bill to extend the time for the collection of taxes in the township of Indian Fields, Tuscola county, Michigan, for the year 1884,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JAY. A. HUBBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hubbell,  
The bill was laid on the table.

By the committee on roads and bridges:

The committee on roads and bridges to whom was referred  
House bill No. 701 (File No. 352), entitled

A bill to amend section 14 of chapter 2, of act 243 of the session laws of 1881, relative to assessments for highway purposes, being section 1338 of Howell's Annotated Statutes of 1882,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending that the bill do lie on the table, and ask to be discharged from the further consideration of the subject.

MICHAEL GREINER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Greiner,  
The bill was laid on the table.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred  
House bill No. 401 (File No. 276), entitled

A bill to amend section 13 of chapter 3 of act No. 164, session laws of 1881, being consecutive section 5065 of Howell's Annotated Statutes relative to the employment of teachers in public schools,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment,

and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN CARVETH, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

On motion of Mr. Belknap,

The Senate went into executive session, the time being 9:40 o'clock A. M.

The executive session closed, the time being 9:50 o'clock A. M.

By the select committee on election laws:

The select committee on election laws, to whom was referred

Senate bill No. 238, entitled,

A bill to repeal section 26 of act 174 of the session laws of 1859, entitled "An act to further preserve the purity of elections and guard against the abuses of the elective franchise, by a registration of electors," being section 184 of the compiled laws of 1871 and section 111 of Howell's Annotated Statutes,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass and ask to be discharged from the further consideration of the subject.

J. W. BELKNAP, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the select committee on election laws:

The select committee on election laws, to whom was referred

Senate bill No. 90, entitled

A bill to amend section 91 of Howell's Annotated Statutes, relative to the time of the registration of voters,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without recommendation, and ask to be discharged from the further consideration of the subject.

J. W. BELKNAP, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Belknap,

The bill was laid on the table.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 178 (File No. 165), entitled

A bill to amend act No. 192 of the public acts for the year 1879, being section 9315 of Howell's Annotated Statutes, relative to the punishment of libel and slander, and to add one new section thereto to stand as section 2;

Also,

Senate bill No. 368 (File No. 240), entitled

A bill to authorize the enlisting, organization, equipping, and mustering into the State service of military companies at Menominee, Muskegon, Detroit, Jackson, Grand Rapids, and Houghton, in the State of Michigan, to be attached to the regiments of State troops;

Also,

Senate bill No. 342, entitled

A bill to authorize the city of Battle Creek to construct and maintain water works and sewers and to establish a board of public works;

Also,

Senate joint resolution No. 10, entitled

A joint resolution for the payment of expenses incurred in examinations of charges against Nelson Delong, mayor of the city of Muskegon;

Also,

Senate joint resolution No. 28 (File No. 22), entitled

Senate joint resolution to provide for placing a statue of Gen. Lewis Cass in the Representative gallery of illustrious Americans in the National Capitol.

J. W. BELKNAP, *Chairman*.

Report accepted.

By the committee on supplies and miscellaneous expenses of the Senate:

The committee on supplies and miscellaneous expenses of the Senate, report the following bills:

Lewis M. Miller, for telegrams and postage..... \$2 52

Under the direction of the Senate, which they have had under consideration, and directed me to report the same to the Senate, and recommend its allowance, and ask to be discharged from the further consideration of the subject.

HENRY WOODRUFF, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hawley,

The bill was allowed.

By the committee on supplies and miscellaneous expenses of the Senate:

The committee on supplies and miscellaneous expenses of the Senate, report the following bills:

To Michigan Mineral Water Company for water from June 1st to June 15th at \$1.00 per day, \$15.00;

For labor done and material furnished under direction of the Sergeant-at-Arms of the Senate, which they have had under consideration, and directed me to report the same to the Senate, and recommend the allowance, and ask to be discharged from the further consideration of the subject.

HENRY WOODRUFF, *Chairman*.

Report accepted.

On motion of Mr. Woodruff,

The bill was allowed.

By the committee on supplies and miscellaneous expenses of the Senate:

The committee on supplies and miscellaneous expenses of the Senate, report the following bills:

State of Michigan to P. Q. Stoner for supplies for cloak room..... \$4 80

For labor done and material furnished under direction of the Sergeant-at-Arms of the Senate, which they have had under consideration, and directed me to report the same to the Senate, and recommend the allowance, and ask to be discharged from the further consideration of the subject.

HENRY WOODRUFF, *Chairman*.

Report accepted.

On motion of Mr. Woodruff,

The bill was allowed.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill 605 (File No. 342), entitled

A bill to amend an act entitled "An act to revise the charter of the city of Lansing," approved March 25, 1875, as amended by act No. 272, laws of 1877, and as amended by act No. 338, laws of 1883,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, recommending that the bill do pass, and ask to be discharged from the further consideration of the subject.

WM. H. FRANCOIS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

Senate bill No. 51, entitled

A bill to amend section 18 of chapter 72 of the compiled laws of 1871, being section 3152 of Howell's Annotated Statutes relative to the business of banking,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that it lie on the table, and ask to be discharged from the further consideration of the subject.

C. J. MONROE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Monroe,

The bill was laid on the table.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

Senate bill No. 259, entitled

A bill to amend and revise an act entitled "An act to provide for the incorporation of associations, conventions, conferences, or religious bodies for literary, religious, or other benevolent purposes," and the act amendatory thereof, being act 192 of the laws of 1867, and chapter 178 of Howell's Annotated Statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it lie on the table, and ask to be discharged from the further consideration of the subject.

C. J. MONROE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Monroe,

The bill was laid on the table.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

Senate bill No. 260, entitled

A bill to require private bankers and brokers to make regular and special reports to the State Treasurer and be subject to examination under the laws of this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment,

and recommend that it lie on the table, and ask to be discharged from the further consideration of the subject.

C. J. MONROE, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Monroe,

The bill was laid on the table.

By the select committee on banks and incorporations:

The select committee on banks and incorporations, to whom was referred Senate bill No. 406, entitled

A bill to provide for the inspection of private bankers and requiring them to make quarterly reports to the State Treasurer of their personal standing,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it lie on the table, and ask to be discharged from the further consideration of the subject.

C. J. MONROE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Kempf,

The bill was laid on the table.

By the committee on labor:

The committee on labor, to whom was referred

House bill No. 216 (File No. 327), entitled

A bill to provide for the better protection of the health, comfort, and safety of persons employed in shops and factories,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

J. W. MOON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Kempf,

The bill was laid on the table.

#### MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE,  
Lansing, June 16, 1885. }

*To the Senate:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

[Senate bill No. 156, File No. 210, being]

An act to amend act No. 408 of the session laws of 1871, being an act entitled "An act to organize the union school district of the township of Rogers;"

Also,

[Senate bill No. 202, File No. 65, being]

An act making an appropriation for the use and maintenance of the University of Michigan;

Also,

[Senate bill No. 296, File No. 103, being]

An act making an appropriation of State swamp lands to aid the county of Jackson in straightening and opening a channel or outlet for Portage Lake,

and to authorize a tax to complete the same, and to repeal act No. 132 of the session laws of 1881, entitled "An act to authorize and empower the board of control of State swamp lands to make an appropriation of swamp lands to drain certain overflowed lands in Jackson county," approved May 10, 1881.

RUSSELL A. ALGER, *Governor*.

The message was laid on the table.

MESSAGES FROM THE HOUSE.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
LANSING, June 16, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to re-transmit the following bill:

House bill No. 272 (File No. 414), entitled

A bill to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto;

For which the Senate adopted a substitute, the same being Senate file No. 254, and in which substitute the House refused to concur, thereby establishing a disagreement between the two Houses, concerning which disagreement a committee of conference was asked and appointed.

Now to inform the Senate that the said conference committee reported as follows:

By the committee of conference on House File 414:

The committee of conference appointed on the part of the Senate and House, to whom was referred the fourth print of

House bill No. 272 (File No. 414), entitled

A bill to provide for the construction and maintenance of drains, and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto,

Which the Senate amended by adopting sundry amendments recommended by their select committee on drainage, as appears from the Journal of Friday, June 5, and which said House bill (File No. 414) thus amended, was ordered reprinted by the Senate, and is designated as

Senate reprint of House bill No. 272, File No. 254, entitled

A bill to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto,

Which said Senate bill (File No. 254), was further amended by the Senate, as appears by message from the Senate, dated Friday, June 11, in which message said Senate bill, File No. 254, as thus further amended, was returned to the House, not as an amended House bill, but as a Senate substitute therefor;

But in which said amendments and Senate substitute bill the House refused to concur,

Respectfully report that they have had said House bill and Senate substitute under consideration and have directed us to report back to the House, House bill No. 272 (fourth print), File No. 414, as it passed the House, May 28, with the accompanying amendments, which are as follows:

1. By substituting the following to stand as section 2 of chapter II:

SEC. 2. The board of supervisors of each organized county in this State shall

at their annual meeting in the year 1885, and every second year thereafter appoint one county drain commissioner, whose term of office shall be two years, and shall begin on the first day of January following his appointment. All county drain commissioners holding office at the time this act takes effect, shall continue in office until the first day of January, 1886, and no longer. In case of a vacancy in the office of county drain commissioner occurring thirty days or more previous to a regular or special meeting of the board of supervisors, the same shall be filled within ten days, or as soon thereafter as practicable, by appointment by the county clerk and prosecuting attorney of the county, and the person so appointed shall hold his office until the next regular or special meeting of the board of supervisors, when the said board shall fill such vacancy: *Provided*, That if the board of supervisors of any county, upon a full consideration of the matter, shall deem it not advisable to appoint a county drain commissioner, the provisions of this section shall not be deemed mandatory, but such appointment may be made at any subsequent regular or special meeting of such board for any unexpired portion of the official term as fixed by this section. Every county drain commissioner shall, within ten days after his appointment, take, subscribe, and file with the county clerk the oath of office required by the constitution of this State, and shall also within the same time, execute and file with such clerk a bond to the county in the penal sum of three thousand dollars, with two or more sufficient sureties, to be approved by such clerk, conditioned upon the faithful discharge of the duties of his office.

2. By adding after the word "*shall*" in line 2 of section 3, chapter II, the words: "*Except as provided in the last preceding section.*"

3. By adding to section 7, chapter II, the following words: "*And no tax for the construction of a drain shall be spread upon the tax roll, until all the records thereof required to be made by such commissioner are filed with the Clerk.*"

4. By adding after the word "*shall*" in line 5 of section 2, chapter III, the following words: "*In counties where there is a County Drain Commissioner.*"

5. By adding after the word "*thereunder*" in line 7 of section 2, chapter III, the following: "*And in case there is no County Drain Commissioner, he shall proceed to act as in other cases.*"

6. By substituting the following to stand as section 3 of chapter III.

SEC. 3. Upon the filing of such application, the commissioner authorized to act thereon shall, as soon as practicable thereafter, proceed to personally examine the route of the proposed drain, and if, in his opinion, it is necessary and conducive to the public health, convenience, or welfare, that the application should be granted, he shall, as a means of determining the practicability thereof, make a survey and measurement of the line of the proposed drain, or cause the same to be made by a competent surveyor. If upon such survey, he shall find such drain to be practicable, he shall make his order of determination in writing in accordance therewith, and shall establish the commencement, route, and terminus of said drain, and the width, length, and depth thereof, and shall set survey or grade stakes, not more than ten rods apart. For such purpose he shall have the right to enter upon any lands traversed by the route of the proposed drain, or otherwise connected with the purpose of the proceeding. In locating such drain the commissioner shall not be limited or confined to the precise starting point, route, or terminus set forth in the application. The record or minutes of the survey shall show the line

and route of the drain, and the width of surface excavation that will be required in its construction, and shall also show by tracing on either side, and by words or letters and figures, the width of ground that will be required for the deposition of earth, and every release of right of way shall be deemed to include the extreme width thus shown.

7. By substituting the following for section 5, chapter III:

SEC. 5. If within twenty days after the making of such order of determination, as provided in section 4 of this chapter, all the persons through whose lands the proposed drain is to pass shall not have executed a release of right of way and all damages on account thereof, the commissioner shall, as soon as practicable, make application to the probate court of the county in which such lands are situated, for the appointment of three special commissioners, who shall be resident freeholders of the county, to determine the necessity for such drain, and for the taking of private property for the use and benefit of the public for the purpose thereof, and the just compensation to be made therefor. Such application shall be in writing and shall set forth:

*First*, The fact that an application for a drain was made, and when, describing the drain, and also giving the route and dimensions thereof, according to the application and survey;

*Second*, That an order determining the necessity for the drain was made by the commissioner, giving the time when the order was made;

*Third*, The names of the persons, if known, who have not released right of way and damages, the description or descriptions of land owned by each such person that will be affected by the drain, and the descriptions of land owned by non-resident or unknown persons, and the fact that they have each and all neglected or refused to execute release of right of way and damages.

8. By substituting the following for section 6, chapter III:

SEC. 6. The court to whom such application is made, shall make an examination at the time of such application of all the proceedings of the commissioner so far as had, and if such proceedings be found to be in accordance with the statute, such court shall at once appoint a time and place of hearing upon the application, which time shall be fixed not less than thirty nor more than forty days thereafter, and the court shall issue a citation to all persons whose lands are traversed by such drain, or who will be liable to assessment for benefits in the construction thereof, and who have not released right of way and all damages on account thereof, to appear at the time and place designated in said citation, and be heard with respect to such application, if they so desire, and show cause, if any there be, why said application should not be granted.

9. By substituting the following for section 7, chapter III:

SEC. 7. The citation shall recite so much of the premises as will show jurisdiction, and in the case of resident owners, shall be addressed to such owners by name; in the case of non-resident owners, it shall be addressed to the owner or owners of the several descriptions of land involved. It shall describe the drain by its commencement, terminus, and general course, and shall set forth that lands owned by the persons to whom it is addressed will be crossed by such drain, or will be subject to assessment for its construction, and that a description and survey of such drain is on file with the court issuing the citation. Such citation shall be personally served by the commissioner, or some other competent person, upon every person whose lands are traversed by such drain, or who will be liable to assessment for benefits in the construction thereof and who has not released the right of way and



all damages on account thereof, and who is known and resides within the township or townships in which any such lands are situated, by delivering to him a copy thereof, or by leaving the same at his residence with some person of suitable age and discretion, who shall be informed of its contents. In all cases of personal service, at least ten days shall intervene between the day of service and the day of hearing, and the court issuing such citation shall require proof of such service by affidavit, showing the time, place, and manner of such service. Citations shall be served upon townships by leaving a copy thereof with the supervisor, or at his residence; upon cities, by leaving a copy thereof with the mayor or clerk; upon the State, by leaving a copy thereof with the prosecuting attorney of the county in which such lands are situated; upon railroad companies by leaving a copy thereof with the agent of any ticket or freight office of the company operating such railroad; and upon other private corporations, by serving the same upon the officer or person designated by law in cases of civil process. If any lands involved be non-resident, a copy of the citation so far as it effects such lands shall be published in some newspaper published and circulating in the county in which such lands are located or at least two weeks previous to the day of hearing, which publication shall be deemed to be sufficient notice to all non-resident parties interested in such drain. The first publication of such notice shall be at least fourteen full days before the day of hearing, and proof of its publication shall be made as above provided in case of personal service.

10. By substituting the following for section 8, chapter III:

SEC. 8. The court to whom such application is made shall at the time and place fixed in the citation, or at any time to which it may adjourn, and upon proof of service and publication where required, proceed to hear all persons whose estate or interests are to be affected by the proceedings, and such persons may show cause against the prayer set forth in the application, and may disprove any of the facts alleged therein, and said court shall hear the proofs and allegations of the parties, and if no sufficient cause is shown against granting the prayer set forth in said application, said court shall make an order appointing three disinterested and competent resident freeholders as special commissioners to ascertain and determine the necessity for such drain, and to appraise and determine the damages or compensation to be allowed to the owners or parties interested in the real estate proposed to be taken for the right of way of such drain. Such court shall, immediately upon the appointment of such commissioners, and with the concurrence of the drain commissioner, appoint a time and place (such time to be not less than five nor more than fifteen days thereafter), at which such special commissioners shall meet the drain commissioner and other parties in interest, to consider of the matters and things with respect to which they have been appointed, and said court shall make public announcement thereof, and thereupon the proceeding shall be deemed a continuing proceeding, and no further notice of the time and place of hearing shall be required and such appointment and announcement shall be made a part of the record in the case: *Provided*, That any one person whose estate or interest is to be affected by the proceedings may demand and have from such court at the time of hearing of said application, a jury of twelve freeholders of said county to ascertain and determine the necessity for taking or using such lands, and to appraise and determine the damages and compensation to be allowed therefor. The demand of any one of the parties interested for a jury shall be deemed to be a demand for all, and if no jury be demanded on the part of any person

interested in said proceedings before the appointment of special commissioners shall be made by such court, his or her right to the same shall be deemed to have been waived. Whenever such demand for such jury shall have been made, the court shall proceed in the same manner as is provided by law in case a jury is demanded for taking private property for the use of railroad companies, and all further proceedings in the matter had by such court and jury shall be in conformity with the provisions of law, as aforesaid, so far as the same shall apply: *Provided*, That when such jury shall have made their report, and the same shall have been confirmed by such court, a certified copy of such order of confirmation shall be furnished by the court to the drain commissioner.

11. By substituting the following for section 9, chapter III:

SEC. 9. If no demand for a jury shall be made, and the court shall have granted the prayer set forth in the application, such court shall proceed to deliver to the drain commissioner a copy of the order appointing the special commissioners, and the drain commissioner shall notify such special commissioners of their appointment, and of the time and place they are required to meet with him, and with the other parties in interest. They shall be sworn to faithfully discharge the duties of special commissioners in the matter in which they are called to act, and to well and truly determine the necessity of such drain, and of the taking of private property for the use and benefit of the public for the purpose thereof, and the just compensation to be paid therefor. The said commissioners, with the drain commissioner and other parties in interest, who may be present, shall meet at the time and place ordered by said court, and proceed at that time, or at any time to which they may adjourn, to view said premises, and for such purpose they shall have the right to enter upon any lands traversed by the route of the proposed drain.

12. By striking out the words "judge of probate" in line 8, section 10, chapter 3, and inserting in lieu thereof the words "probate court."

13. By striking out the word "for" in line 3, section 13, chapter 3.

14. By substituting the following for section 1, chapter IV:

SECTION 1. Upon the release of right of way and damages, or upon the determination and return of the special commissioners, or the order of the probate court, as the case may be, the drain commissioner shall make his final order establishing the drain, and shall give the same the name by which it shall be known and recorded. He shall also, without delay, proceed to divide the route thereof into convenient sections, for the letting of the work, and shall mark the grade on each stake, from stake to stake, along the whole length of such drain. He shall also mark on each stake the number of each section or division from the lower end, and the length in feet or rods which each section contains, and shall make a diagram corresponding with the divisions as made, and shall file the same with the other papers pertaining to such drain. He shall give not less than ten days' notice of the time and place of letting, by posting notices thereof in five or more public places in each township traversed by such drain, and by causing a notice thereof to be published not less than two insertions in one or more weekly newspapers published and of general circulation in the county. Such notice shall also state that at the time of such letting, or at such other times or places as the commissioner may designate (which time may be before or after such letting), the assessment of benefits will be subject to review. On such review the commissioner of highways of any township may appear on behalf of such township. At such review the commissioner shall hear the proofs and allegations of all parties in interest,

and shall carefully reconsider and review his assessment of benefits and equalize the same as may seem just and equitable.

15. By inserting after the word "payment" in line 13, section 3, chapter 4, the words "exceeding two-thirds of the amount earned on any contract;"

16. By striking out all after the word "residence" in line 13, section 4, chapter 4, and inserting in lieu thereof the following: "With some persons of suitable age and discretion, who shall be informed of its contents, if such contractor have a known residence within the county;"

17. By substituting the following for section 7, chapter V:

SEC. 7. All assessments of benefits under the provisions of this act shall be upon the principle of benefits derived. All descriptions of land under the provisions of this act shall be made by giving the legal subdivisions thereof, whenever practicable, and when the tract of land which is to be benefited or affected by such drain is less than such legal subdivision it may be described by designation of the lot or other boundaries, or in some way by which it may be known.

18. By substituting the following to stand as section 6, chapter VI:

SEC. 6. All drain taxes assessed under the provisions of this act shall be collected in the same manner as State and other general taxes are collected, and collecting officers are hereby vested with the same power and authority in the collection of such taxes as are or may be conferred by law for collecting general taxes. All taxes levied under the provisions of this act, or of act No. 269 of the session laws of 1881, with all lawful costs, interests and charges, shall be and remain a perpetual lien upon the lands upon which they are assessed, and a personal claim against the owner or owners of such lands until they are paid.

19. By adding after the word "completed," line 2, section 13, chapter 6, the words "or partly completed." Also, by adding after the word "re-lay," line 4, same section, the words "and complete." Also, by adding after the word "re-laying," line 6, same section, the words "and completing." Also, by adding after the word "out," line 12, same section, the words "and wholly or partly constructed."

20. By striking out all after the word "damages" in line 5 of section 15, chapter 6, and inserting in lieu thereof the following:

"And the plaintiff may offer evidence in rebuttal, and if it shall appear from such evidence that the actual benefits to the land by reason of the construction of the drain were less than the amount of the tax, judgment shall be only for the amount of the benefits as proven, with interest and costs: *Provided*, that no such proceedings shall be instituted by the Commissioner at the expense of the township unless he shall be authorized to do so by the township board."

And the committee recommend that all the above amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

WM. H. FRANCIS,  
C. J. MONROE,  
*Committee on the part of Senate.*  
GERRIT J. DIEKEMA,  
HAMILTON M. WRIGHT,  
*Committee on the part of House.*

And further to inform the Senate that in said conference committee report the House concurs.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Edwards moved that the Senate concur in the adoption of the report of the conference committee;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Hertzler,	Mr. Pennell,
Belknap,	Davis,	Hueston,	Phelps,
Brown,	Edwards,	Kempf,	Sherwood,
Carveth,	Francis,	Manwaring,	Smith, G. A.,
Cline,	Greiner,	Monroe,	Spencer,
Curtiss,	Hawley,	Moon,	23

NAYS.

Mr. Carpenter,	Mr. Hubbell,	Mr. Pulver,	Mr. Shoemaker,
Heisterman,			5

Title agreed to.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 17, 1885.

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 32 (File No. 241), entitled

A bill to establish an advisory board in the matter of pardons.

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 17, 1885.

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bills:

1. Senate bill No. 287 (File No. 203), entitled

A bill to amend act No. 16 of the session laws of 1877, being section 5705 of the general statutes of the State of Michigan, compiled and annotated by Andrew Howell, entitled "An act relative to alienation by deed, and the proof and recording of conveyances and the canceling of mortgages;"

2. Senate bill No 312 (File No. 205), entitled

A bill to amend section 102 of chapter 188 of the compiled laws of 1871, being compiler's section 5969, relative to the competency of witnesses, and examinations of parties in certain cases;

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bills were referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, June 17, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 262 (File No. 242), entitled

A bill to promote morality and to prevent crime;

In the passage of which, the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, June 17, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bills:

1. Senate bill No. 397, entitled

A bill to extend the time limited in act No. 68 of the session laws of 1883 for laying out a State road in Grand Traverse county, to authorize the commissioner appointed by virtue of said act to lay out a branch State road in said county, and to authorize said commissioner to expend money or labor contributed in laying out and opening said State roads;

2. Senate bill No. 398, entitled

A bill to extend the time limited in act No. 69, of the session laws of 1883, for laying out a State road in Leelanaw county, and to authorize the commissioner appointed under said act to expend money or labor contributed in laying out and opening said State road.

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The two bills were referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, June 17, 1885.* }

*To the President of the Senate :*

SIR—I am instructed by the House to return to the Senate the following entitled bills :

1. Senate bill No. 333 (File No. 231), entitled

A bill to compel foreign corporations and joint stock companies organized for the purpose of smelting, refining, or reducing iron, lead, copper, or other ores and minerals, doing business in the State of Michigan, to make annual reports to the Auditor General ;

2. Senate bill No. 232 (File No. 246), entitled

A bill to provide for the sale of certain State tax lands.

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The two bills were referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }  
*Lansing, June 17, 1885.* }

*To the President of the Senate :*

SIR—I am instructed by the House to return to the Senate the following entitled joint resolution :

Senate joint resolution No. 30 (Senate File No. 23), entitled

Joint resolution to refund to John Macfie certain money paid by him for timber on land claimed by the State and afterwards patented to him under act No. 275 of the session laws of 1881 ;

In the passage of which the House has concurred by a two-thirds majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

Mr. Edwards moved to take from the table

House joint resolution No. 1 (File No. 9), entitled

Joint resolution proposing an amendment to article 4 of the constitution of this State relative to the liquor traffic ;

Mr. Hawley moved as a substitute therefor to take from the table,

House bill No. 83 (File No. 256), entitled

A bill to define the qualifications of deputy sheriffs and under sheriffs to be hereafter appointed in this State.

Mr. Hawley called for the yeas and nays.

The substitute was not adopted, by yeas and nays as follows :

YEAS.

Mr. Cline,  
Curtiss,

Mr. Greiner,  
Hawley,

Mr. Hueston,  
Manwaring,

Mr. Pulver,  
Sherwood,

Mr. Davenport, Davis,	Mr. Heisterman, Hertzler,	Mr. Pennell,	Mr. Shoemaker,	14
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## NAYS.

Mr. Austin, Belknap, Brown, Carpenter,	Mr. Carveth, Edwards, Francis, Hubbell,	Mr. Kempf, Monroe, Phelps, Smith, G. A.,	Mr. Spencer, Stephenson, Woodruff,	15
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The question being to take from the table,

House joint resolution, file No. 9,

Mr. Edwards called for the yeas and nays.

The motion did not prevail, by yeas and nays as follows:

## YEAS.

Mr. Carpenter, Edwards, Hueston,	Manwaring, Monroe, Moon,	Mr. Phelps, Pulver, Spencer,	Mr. Woodruff, President <i>pro tem.</i> ,	11
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## NAYS.

Mr. Austin, Brown, Carveth, Oline, Curtiss,	Mr. Davenport, Davis, Francis, Greiner, Hawley,	Mr. Heisterman, Hertzler, Hubbell, Kempf,	Mr. Pennell, Sherwood, Shoemaker, Stephenson,	18
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On motion of Mr. Hawley,

The Senate took up the order of

## THIRD READING OF BILLS.

Senate bill No. 298, entitled

A bill making appropriations for the expenses of the State officers and State government for the years 1885 and 1886, and to provide a tax for the payment of the same;

Was read a third time, and pending the taking of the vote thereon,

Mr. Oline moved to recommit the bill to the committee on appropriations and finance, with instructions to strike out the proviso in section 1.

Mr. Hawley called for the yeas and nays.

The motion did not prevail by yeas and nays, as follows:

## YEAS.

Mr. Oline, Davis, Edwards,	Mr. Francis, Heisterman, Hubbell,	Mr. Monroe, Moon, Pennell,	Mr. Pulver, Stephenson, Woodruff,	12
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## NAYS.

Mr. Austin, Brown, Carpenter, Carveth,	Mr. Curtiss, Davenport, Greiner, Hawley,	Mr. Hertzler, Hueston, Kempf, Phelps,	Mr. Sherwood, Shoemaker, Smith, G. A., Spencer,	16
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The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Hawley moved the previous question;

Which was demanded by a majority of the Senators.

The question being, shall the main question be now put,

The same was ordered.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Curtiss,	Mr. Hueston,	Mr. Sherwood,
Belknap,	Davenport,	Kempf,	Shoemaker,
Brown,	Greiner,	Manwaring,	Smith, G. A.,
Carpenter,	Hawley,	Phelps,	Spencer,
Carveth,	Hertzel,		18

#### NAYS.

Mr. Oline,	Mr. Francis,	Mr. Hubbell,	Mr. Stephenson,
Davis,	Heisterman,	Pulver,	Woodruff,
			8

Title agreed to.

Pending the third reading of

House bill No. 10 (File No. 337), entitled

A bill to revise and consolidate the laws relative to the State Prison and to the House of Correction and Reformatory at Ionia, and the government and discipline thereof, and to repeal all acts inconsistent therewith,

On motion of Mr. Greiner,

The Senate took a recess until 2 o'clock P. M.

#### AFTERNOON SESSION.

*2 o'clock P. M.*

The Senate met and was called to order by the President.

Roll called: a quorum present.

The Senate resumed the third reading of

House bill No. 10 (File No. 337), entitled

A bill to revise and consolidate the laws relative to the State Prison and to the House of Correction and Reformatory at Ionia, and the government and discipline thereof, and to repeal all acts inconsistent therewith.

The bill was read a third time and pending the taking of the vote thereon,

By unanimous consent, Mr. Pulver moved to amend the bill as follows:

Amend section 31, line 4, by inserting after the word "convicted" the following: "Such sentence shall operate as a sentence for the maximum term imposed by law for the crime committed;"

Which motion prevailed, and the bill was so amended.

By unanimous consent, Mr. Belknap moved to further amend the bill as follows:

Add after the word State in line 6, section 44, the following, to wit:

"And there is hereby appropriated, out of the general fund, the sum of fifty thousand dollars, or so much thereof as may be necessary, for the purpose of buying material, tools and machinery for the purpose of keeping in employ such number of convicts as may be thrown out of employment by or through the expiration of contracts."

Mr. Brown moved to amend the amendment by striking out the word "fifty" and inserting in lieu thereof the words "three hundred;"

Which motion did not prevail.



The question being on the adoption of the amendment,

Mr. Shoemaker called for the yeas and nays.

The amendment was not agreed to, by yeas and nays as follows :

# YEAS.

Mr. Belknap,	Mr. Cline,	Mr. Edwards,	Mr. Smith, G.A.,	
Brown,	Curtiss,	Manwaring,	Spencer,	
Carpenter,	Davis,	Shoemaker,		11

# NAYS.

Mr. Austin,	Mr. Hawley,	Mr. Hueston,	Mr. Pennell,	
Davenport,	Heisterman,	Kempf,	Pulver,	
Francis,	Hubbell,	Moon,	Sherwood,	
Greiner,				13

By unanimous consent, Mr. Davis moved to amend the bill as follows :

By striking out of section 31, line 5, after the word "board," the following :  
 "as authorized by this act, but such imprisonment shall not exceed the maximum term provided by law for the crime for which he was convicted and sentenced ; no prisoner shall be released until after he shall have served at least the minimum term provided by law for the crime for which he was convicted," and inserting in lieu thereof the words "of pardons ;"

Amend section 33, line 1, by inserting after the word "board," "of pardons ;"

Amend section 33, line 4, after the word "board," insert "of pardons ;"

Amend section 33, line 9, after the word "board," insert "of control ;"

Amend section 33, line 10, by striking out all after word the "prisoners," to and including the word "act," line 10 ;

Amend section 33, line 14, by inserting after the word "board," "of pardons ;"

Amend section 33, line 18, by striking out the word "boards," and inserting after "proceedings" the words "of the board of pardons ;"

Amend section 23, line 26, after the word "board" insert "of pardons ;"

Amend section 35, line 1, after the word "board" insert "of control ;"

Which motion did not prevail.

By unanimous consent, Mr. Shoemaker moved to further amend the bill as follows :

By striking out of section 5, and inserting in lieu thereof the following to stand as section 5 of the bill :

SEC. 5. The deputy warden, chaplain, clerk, and physician of each prison shall be appointed by the board, and shall hold office during the pleasure of the board ; and all other officers and employes of each prison shall be appointed by the warden of the prison for which such appointments are made, subject to the approval of the board, and shall hold their office during the pleasure of the warden appointing them ;

Which motion prevailed, and the bill was so amended.

By unanimous consent, Mr. Cline moved to amend the bill as follows :

1. By inserting in section 43, line 2, after the word "various" the word "state ;"

2. In same line after the word "and" strike out the word "the" and insert in lieu thereof the word "such ;"

3. By striking out of section 44, line —, the words "prison inspectors" and insert in lieu thereof the word "control."

Which motion prevailed and the bill was so amended.

By unanimous consent, Mr. Shoemaker moved to further amend the bill as follows:

By striking out of section 39, line 8, the word "earning," and inserting in lieu thereof the word "credit;"

Which motion prevailed and the bill was so amended.

By unanimous consent, Mr. G. A. Smith moved to further amend the bill as follows:

Amend section 2, line 2, strike out "three" and insert "six;"

Line 3, strike out the word "one," and insert "two;"

Line 14, strike out "two," and insert "four;"

Which motion prevailed and the bill was so amended.

By unanimous consent, Mr. G. A. Smith moved to further amend the bill as follows:

Add to section 44, "*Provided*, That if it is impossible for the State to keep the convicts employed at a remunerative rate, the board of control may have authority, with the approval of the Governor, to let a contract for the labor of such convicts;"

Mr. Shoemaker called for the yeas and nays.

The amendment was not agreed to, by yeas and nays, as follows:

#### YEAS.

Mr. Belknap, Brown, Carpenter,	Mr. Francis, Heisterman, Manwaring,	Mr. Phelps, Shoemaker,	Mr. Smith, G. A., Spencer,	10
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#### NAYS.

Mr. Austin, Carveth, Cline, Curtiss,	Mr. Davenport, Davis, Edwards, Greiner,	Mr. Hawley, Hubbell, Hueston, Moon,	Mr. Pennell, Sherwood, Woodruff,	15
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By unanimous consent, Mr. Manwaring moved to further amend the bill as follows:

Amend section 2, line 1, after the word "control" insert the words "each of;"

Line 2, section 2, after the word "one" insert the words "of each board;"

Line 6, section 2, after the word "in" insert the words "either of;"

Mr. Manwaring called for the yeas and nays.

The amendment was not agreed to, by yeas and nays as follows:

#### YEAS.

Mr. Carpenter, Heisterman,	Mr. Manwaring, Phelps,	Mr. Pulver, Shoemaker,	Mr. Smith, G. A., Spencer,
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#### NAYS.

Mr. Austin, Carveth, Curtiss, Davis,	Mr. Edwards, Greiner, Hawley,	Mr. Hubbell, Hueston, Moon,	Mr. Pennell, Sherwood, Woodruff,	13
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By unanimous consent, Mr. Spencer moved to further amend the bill as follows:

By adding to section 44 the following:

"*Provided*, That the warden may, with the consent of the board, make contracts for the manufacture of goods by the piece or dozen, or may manufacture on State account as they may deem best."

Mr. Austin called for the yeas and nays.

The amendment was not agreed to, by yeas and nays as follows:

YEAS.

Mr. Belknap, Brown, Carpenter,	Mr. Carveth, Heisterman,	Mr. Hueston, Phelps,	Mr. Pulver, Spencer,
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9

NAYS.

Mr. Austin, Oline, Curtiss,	Mr. Davenport, Davis, Edwards,	Mr. Manwaring, Moon, Pennell,	Mr. Sherwood, Woodruff,
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11

By unanimous consent, Mr. Shoemaker moved to amend the bill as follows:

By striking out of section 72, lines 12 and 13, "or to the State agent for discharged convicts;"

Which motion prevailed and the bill was so amended.

By unanimous consent, Mr. Belknap moved to further amend the bill as follows:

By striking out the word "hand," in line 2, section 42, and inserting the the word "hard;"

Which motion prevailed and the bill was so amended.

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Shoemaker moved to further amend the bill as follows:

By adding to section 15, line 10, the words "and keep a record of the same;"

Which motion prevailed and the bill was so amended.

Mr. Austin moved to reconsider the vote by which the Senate struck out of section 42, line 2, the word "hand," and inserted in lieu thereof the word "hard;"

Mr. Austin called for the yeas and nays.

The motion prevailed by yeas and nays as follows:

YEAS.

Mr. Austin, Oline, Davenport, Davis,	Mr. Greiner, Hawley, Hubbell, Hueston,	Mr. Kempf, Manwaring, Moon, Pennell,	Mr. Pulver, Sherwood, Woodruff,
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15

NAYS.

Mr. Belknap, Brown, Carpenter,	Mr. Curtiss, Edwards, Heisterman,	Mr. Phelps, Shoemaker,	Mr. Smith, G. A., Spencer,
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10

The question being on the adoption of the amendment to strike out of section 42, line 2, the word "hand," and insert in lieu thereof the word "hard,"

Mr. Belknap called for the yeas and nays.

The amendment was then agreed to, by yeas and nays, as follows:

YEAS.

Mr. Belknap, Brown, Carpenter, Curtiss,	Mr. Edwards, Heisterman, Kempf, Manwaring,	Mr. Phelps, Pulver, Shoemaker,	Mr. Smith, G. A., Spencer, Stephenson,
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14

## NAYS.

Mr. Austin, Carveth, Oline, Davenport,	Mr. Davis, Greiner, Hawley,	Mr. Hubbell, Hueston, Moon,	Mr. Pennell, Sherwood, Woodruff,	13
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Mr. Hawley moved the previous question ;

Which was demanded by a majority of the Senators.

The question being shall the main question be now put,

The same was ordered.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Austin, Carveth, Oline, Curtiss, Davenport,	Mr. Davis, Edwards, Greiner, Hawley,	Mr. Hubbell, Hueston, Manwaring, Moon,	Mr. Pennell, Pulver, Sherwood, Woodruff,	17
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## NAYS.

Mr. Belknap, Brown, Carpenter,	Mr. Francis, Heisterman, Kempf,	Mr. Phelps, Shoemaker, Smith, G. A.,	Mr. Spencer, Stephenson,	11
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Title agreed to.

On motion of Mr. Moon,

By a vote of two-thirds of all the Senators elect, the following joint resolution was ordered to take immediate effect, which joint resolution was returned by the House this forenoon, viz.:

Senate joint resolution No. 30 (File No. 23), entitled

Joint resolution to refund to John Macfie certain money paid by him for timber on land claimed by the State, and afterwards patented to him under act No. 275 of the session laws of 1881.

Senate joint resolution No. 13, entitled

Joint resolution for the relief of Hananiah D. Pugh, Olande C. Walker and Edward W. Lowe.

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Carveth moved to amend the joint resolution as follows:

By striking out the names of "Olande C. Walker and Edward W. Lowe."

Which motion prevailed and the bill was so amended.

By unanimous consent, Mr. Carveth moved to further amend the bill as follows:

By adding the following to the resolution :

*Provided further,* That the said claim of said Pugh shall not be allowed at a sum exceeding two hundred and fifty dollars ;

Which motion prevailed and the joint resolution was so amended

The joint resolution was then not passed, two-thirds of all the Senators elect not voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Austin, Brown,	Mr. Edwards, Greiner,	Mr. Hueston, Kempf,	Mr. Pennell, Pulver,
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Mr. Carveth, Cline, Curtiss, Davenport,	Mr. Hawley, Heisterman, Hubbell,	Mr. Manwaring, Monroe, Moon,	Mr. Sherwood, Shoemaker, Stephenson,	21
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NAYS.

0

Mr. Shoemaker moved to reconsider the vote by which the Senate refused to pass the joint resolution ;

Which motion prevailed.

The question being on the passage of the joint resolution,  
The joint resolution was then not passed, two-thirds of all the Senators elect not voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Brown, Carpenter, Carveth, Cline, Curtiss,	Mr. Davenport, Edwards, Greiner, Hawley, Heisterman,	Mr. Hubbell, Hueston, Manwaring, Monroe, Moon,	Mr. Pennell, Pulver, Sherwood, Shoemaker, Stephenson,	20
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NAYS.

Mr. Woodruff,

1

By unanimous consent,

Mr. Curtiss moved to take from the table

House bill No. 206 (File No. 270), entitled

A bill to amend section 1 of an act entitled "An act to authorize the judges of probate in certain counties to appoint a register, and prescribing his duties and compensation," approved March 30, 1869, as amended, being compiler's section 535 of Howell's Annotated Statutes of Michigan ;

Which motion prevailed.

The question being on the passage of the bill,

The bill was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Curtiss moved to amend the bill as follows :

By inserting the following to stand as section 1 of the bill :

SEC. 1. That the board of supervisors of any county in this State may, when it shall have determined that such an officer is required, by a two-thirds vote of all the members elect, authorize the judge of probate of such county to appoint a probate register, who shall hold his office during the term for which the judge of probate appointing him shall have been elected, unless sooner removed by said judge of probate ; and such probate register shall have such annual salary, to be paid monthly, as may be fixed by the board of supervisors, which shall be in full compensation for all services required to be performed by him as such probate register : *Provided*, That the judge of probate of the county of Kent may, irrespective of the board of supervisors, appoint a probate register : *And provided further*, That said probate register for the county of Kent shall receive an annual salary, commencing on the first day of July, A. D. 1885, of \$1,000.00, to be paid monthly, out of any money in the treasury of his county not otherwise appropriated. All said probate registers shall have power to receive and file all papers, fix the time of hearing, administer oaths, and do all acts required of the judge of probate except judicial acts ;

Which motion prevailed.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Anstin,	Mr. Edwards,	Mr. Kempf,	Mr. Pulver,
Belknap,	Greiner,	Manwaring,	Sherwood,
Brown,	Hawley,	Monroe,	Shoemaker,
Carpenter,	Heisterman,	Moon,	Smith, G. A.,
Carveth,	Hubbell,	Pennell,	Stephenson,
Curtiss,	Hueston,	Phelps,	Woodruff,
Davenport,			

25

## NAYS.

0

Title agreed to.

The Senate returned to the order of

## MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }  
*Lansing, June 17, 1885.* }

*To the Senate:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

[Senate bill No. 342, being]

An act to authorize the city of Battle Creek to construct and maintain water-works and sewers and to establish a board of public works;

Also,

[Senate joint resolution No. 10, being]

Joint resolution for the payment of expenses incurred in examination of charges against Nelson DeLong, mayor of the city of Muskegon;

Also,

[Senate bill No. 368, File No. 240, being]

An act to authorize the enlisting, organization, equipping and mustering into the State service of military companies at Menominee, Muskegon, Detroit, Jackson, and Grand Rapids, and Houghton, in the State of Michigan, to be attached to the regiments of State troops;

Also,

[Senate bill No. 32, File No. 241, being]

An act to establish an advisory board in the matter of pardons.

R. A. ALGER, *Governor.*

The message was laid on the table.

## MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, June 17, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 130 (File No. 163), entitled

A bill to confirm the sale of certain swamp lands to Martha M. Ingalls, and patent No. 25810 issued to her upon such sale;

In the passage of which the House has concurred by a majority vote of all

the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

Mr. Hawley moved to take from the table

House bill No. 87 (File No. 108), entitled

A bill to provide for the prevention of the introduction and spread of cholera and other dangerous communicable diseases;

Which motion prevailed.

On motion of Mr. Hawley,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Manwaring moved to amend the bill as follows:

By striking out of the bill the words "or other dangerous communicable diseases;" also the words "or other communicable diseases dangerous to public health;"

Which motion did not prevail.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Hawley,	Mr. Phelps,	
Carpenter,	Davis,	Hueston,	Pulver,	
Carveth,	Edwards,	Kempf,	Sherwood,	
Oline,	Francis,	Monroe,	Stephenson,	
Curtiss,	Greiner,	Moon,	Woodruff,	20

#### NAYS.

Mr. Brown,	Mr. Manwaring,	Mr. Shoemaker,	Mr. Spencer,	
Heisterman,	Pennell,	Smith, G. A.,		7

Title agreed to.

The Senate returned to the order of

#### MESSAGES FROM THE HOUSE.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, June 17, 1884.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 298, entitled

A bill making appropriations for the expenses of the State officers and State government for the years 1885 and 1886, and to provide a tax for the payment of the same;

And to inform the Senate that the House has amended the bill by adding at the end of the same, the following:

"*And provided further,* That there shall be levied and collected in the same way as herein provided, and in addition to the sums hereinbefore named, the further sum of sixty-eight thousand eight hundred dollars for the year 1885, and a like sum each year for four successive years thereafter, to pay the

amount now due to the counties as provided for in said section 5394, and denominated therein a 'Swamp land fund;''

In the passage of which as thus amended, the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Manwaring moved that the Senate concur in the amendments made to the bill by the House;

Which motion did not prevail, by yeas and nays, as follows:

#### YEAS.

Mr. Belknap,	Mr. Edwards,	Mr. Manwaring,	Mr. Pulver,	
Oline,	Francis,	Monroe,	Stephenson,	
Davenport,	Heisterman,	Moon,	Woodruff,	
Davis,	Hubbell,	Pennell,		15

#### NAYS.

Mr. Austin,	Mr. Curtiss,	Mr. Hueston,	Mr. Shoemaker,	
Brown,	Greiner,	Kempf,	Smith, G. A.,	
Carpenter,	Hawley,	Phelps,	Spencer,	
Carveth,	Hertzler,	Sherwood,		15

#### THIRD READING OF BILLS.

House bill No. 40 (File No. 381), entitled

A bill to incorporate the public schools of the village of Ovid, Clinton county,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Davis,	Mr. Kempf,	Mr. Shoemaker,	
Brown,	Edwards,	Monroe,	Smith, G. A.,	
Carpenter,	Greiner,	Moon,	Spencer,	
Carveth,	Hawley,	Pennell,	Stephenson,	
Oline,	Heisterman,	Pulver,	Woodruff,	
Curtiss,	Hubbell,	Sherwood,	President	
Davenport,	Hueston,		<i>pro tem.</i> , 26	

#### NAYS.

0.

Title agreed to.

On motion of Mr. Pulver,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor the following:

Senate bill No. 22 (File No. 191), entitled

A bill to amend sections 1442, 1443, 1445, and 1446 of Howell's Annotated Statutes, being sections 1, 2, 4, and 5 of act No. 244 of the session laws of 1879, entitled "An act for the collection of damages sustained by reason of defective public highways, streets, bridges, cross-walks and culverts" so as to make said act cover damages sustained by reason of defective sidewalks;

Also,



Senate bill No. 232 (File No. 246), entitled

A bill to provide for the sale of certain State tax lands;

Also,

Senate bill No. 312 (File No. 205), entitled

A bill to amend section 102 of chapter 188 of the compiled laws of 1871, being compiler's section 5969, relative to the competency of witnesses, and examinations of parties in certain cases;

Also,

Senate bill No. 262 (File No. 242), entitled

A bill to promote morality and to prevent crime;

Also,

Senate bill No. 130 (File No. 163), entitled

A bill to confirm the sale of certain swamp lands to Martha M. Ingalls, and patent No. 25810, issued to her on such sale.

J. W. BELKNAP, *Chairman*.

Report accepted.

House bill No. 207 (File No. 140), entitled

A bill to amend sections 1, 2, 3, 4, and 5 of chapter 215 of the compiled laws of 1871, relative to certain liens upon real property and the acts amendatory thereof, the same being sections 8377, 8378, 8379, 8380, and 8381 of the general statutes of the State of Michigan as compiled by Andrew Howell,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Hubbell,	Mr. Pennell,
Belknap,	Davis,	Hueston,	Pulver,
Brown,	Edwards,	Kempf,	Sherwood,
Carpenter,	Francis,	Manwaring,	Smith, G. A.,
Carveth,	Greiner,	Monroe,	Spencer,
Cline,	Hawley,	Moon,	Stephenson,
Curtiss,	Heisterman,		

26

NAYS.

0

Title agreed to.

House bill No. 686 (File No. 400), entitled

A bill making an appropriation of swamp land to aid in draining the swamp land adjacent to Dowagiac creek, in Van Buren county, Michigan.

Was read a third time and passed, two-thirds of all the Senators elect voting therefor by yeas and nays as follows:

YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Hubbell,	Mr. Pulver,
Belknap,	Davis,	Hueston,	Sherwood,
Brown,	Edwards,	Kempf,	Shoemaker,
Carpenter,	Francis,	Monroe,	Smith, G. A.,
Carveth,	Hawley,	Moon,	Spencer,
Cline,	Heisterman,	Phelps,	Stephenson,
Curtiss,			

25

NAYS.

0

Title agreed to.

On motion of Mr. Monroe,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent, the Senate returned to the order of

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 17, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to re-transmit the following entitled bill:  
House bill No. 194 (File No. 430), entitled

A bill to establish a board of building inspectors in and for the city of Detroit, and to define its powers and duties;

In compliance with the request of the Senate for the return of said bill.

DANIEL L. CROSSMAN,

Very respectfully,

*Clerk of the House of Representatives.*

Mr. Hawley moved to suspend the rules for the purpose of reconsidering the vote by which the bill was passed;

Which motion prevailed.

Mr. Hawley moved to reconsider the vote by which the Senate passed the bill;

Which motion prevailed.

The question being on the passage of the bill,

By unanimous consent, Mr. Hawley moved to amend the bill as follows:

Amend Sec. 11, line 4, by inserting after the word "determine," the words "but not to exceed twelve hundred dollars per annum;"

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Hueston,	Mr. Phelps,
Belknap,	Davis,	Kempf,	Pulver,
Brown,	Edwards,	Manwaring,	Sherwood,
Carpenter,	Greiner,	Monroe,	Shoemaker,
Carveth,	Hawley,	Moon,	Spencer,
Cline,	Heisterman,	Pennell,	Stephenson,
Curtiss,	Hubbell,		

26

NAYS.

0

Title agreed to.

Mr. Kempf moved to suspend the rules;

Which motion prevailed.

Mr. Kempf moved that the committee of the whole be discharged from the further consideration of

House bill No. 241 (File No. 409), entitled

A bill to amend sections 40, 44, and 48 of an act entitled "An act to provide for holding general and special elections," approved June 27, 1851, being sections 71, 75, and 79 of the compiled laws of 1871;

Which motion prevailed.

On motion of Mr. Kempf,

The bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Hueston,	Mr. Pulver,
Belknap,	Francis,	Kempf,	Sherwood,
Brown,	Greiner,	Manwaring,	Shoemaker,
Carpenter,	Hawley,	Monroe,	Smith, G. A.,
Cline,	Heisterman,	Moon,	Stephenson,
Curtiss,	Hubbell,	Pennell,	Woodruff,
Davis,			

25

## NAYS.

0

Title agreed to.

House bill No. 555 (File No. 326), entitled

A bill to impose a tax on the business of selling spirituous and intoxicating malt, brewed, and fermented liquors in the State of Michigan, to be shipped from without this State, and to repeal act No. 226, laws of 1875, and being compiler's sections 1277, 1278, 1279, and 1280, Howell's Annotated Statutes of 1882,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Hueston,	Mr. Pulver,
Belknap,	Francis,	Kempf,	Shoemaker,
Brown,	Greiner,	Manwaring,	Smith, G. A.,
Carpenter,	Hawley,	Monroe,	Spencer,
Carveth,	Heisterman,	Moon,	Stephenson,
Cline,	Hubbell,	Phelps,	Woodruff,
Davis,			

25

## NAYS.

0

Title agreed to.

On motion of Mr. Austin,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take effect July 1, 1885.

Senator G. A. Smith gave notice to reconsider the vote by which the Senate passed

House bill No. 10 (File No. 337), entitled

A bill to revise and consolidate the laws relative to the State prison and to the House of Correction and Reformatory at Ionia, and the government and discipline thereof, and to repeal all acts inconsistent therewith;

House bill No. 571 (File No. 413), entitled

A bill to provide for the purchase of certain lands adjoining lands now owned by the Michigan State prison at Jackson, and for the sale of certain lands owned by the State of Michigan,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Kempf,	Mr. Pulver,
Belknap,	Edwards,	Manwaring,	Sherwood,
Brown,	Francis,	Monroe,	Shoemaker,
Carpenter,	Hawley,	Moon,	Spencer,
Cline,	Heisterman,	Pennell,	Stephenson,
Curtiss,	Hueston,	Phelps,	Woodruff,

24

## NAYS.

0

Title agreed to.

House bill 713 (File No. 384), entitled

A bill to provide for the collection of certain ditch or drain orders issued for the construction of ditches and drains in the townships of Clyde and Ganges, in Allegan county,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Kempf,	Mr. Sherwood,
Belknap,	Francis,	Monroe,	Shoemaker,
Carpenter,	Greiner,	Moon,	Smith, G. A.,
Carveth,	Hawley,	Phelps,	Spencer,
Curtiss,	Heisterman,	Pulver,	Woodruff,
Davenport,	Hueston,		

22

## NAYS.

0

Title agreed to.

On motion of Mr. Monroe,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on public lands:

The committee on public lands, to whom was referred

Senate bill No. 390, entitled

A bill to provide for clearing out and straightening the channel of Gun river, in the townships of Martin and Gun Plain in Allegan county, and to repeal act No. 99 of the session laws of 1879, entitled "An act to appropriate 4,000 acres of any swamp land to drain Gun marsh, in the townships of Martin and Gun Plain, in Allegan county, and Orangeville, in Barry county," approved May 23, 1879,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending that the bill do lie on the table, and ask to be discharged from the further consideration of the subject.

J. MANWARING, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Manwaring,

The bill was laid on the table.

By the committee on public lands:

The committee on public lands, to whom was referred

Senate bill No. 275, entitled

A bill to perfect the title of Kingston T. Burrell in and to the north  $\frac{1}{4}$  of the southeast  $\frac{1}{4}$  of southwest  $\frac{1}{4}$  of the northeast  $\frac{1}{4}$  of lot No. 2, all in section 41, in town 33 north, of range 6 east, State of Michigan,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, recommending that the bill do lie on the table, and ask to be discharged from the further consideration of the subject.

J. MANWARING, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Manwaring,

The bill was laid on the table.

By the committee on public lands:

The committee on public lands, to whom was referred

Senate bill No. 345, entitled

A bill making an appropriation of unsold swamp lands in the county of Leelanaw for the improvement of the State road provided for by act No. 69 of the session laws of 1883, entitled "An act to provide for laying out of a State road in the county of Leelanaw,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending that the bill do lie on the table, and ask to be discharged from the further consideration of the subject.

J. MANWARING, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Manwaring,

The bill was laid on the table.

By the committee on supplies and miscellaneous expenses of the Senate:

The committee on supplies and miscellaneous expenses of the Senate, report the following bill:

Account of Charles Reeves to washing 102 towels for the Senate @ 5c.. \$5 10

For labor done and material furnished under direction of the Sergeant-at-Arms of the Senate, which they have had under consideration, and have directed me to report the same to the Senate, and recommend the allowance, and ask to be discharged from the further consideration of the subject.

H. WOODRUFF, *Chairman.*

On motion of Mr. Woodruff,

The account was allowed.

By the committee on State prison and judiciary, jointly:

The committee on State prison and judiciary jointly, to whom was referred House bill No. 135 (File No. 181), entitled

A bill to amend section 65 of act No. 213 of the session laws of 1875, being section No. 9727 of Howell's Annotated Statutes relative to the State prison and the government thereof,

Respectfully report that they have had the same under consideration and have directed us to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

F. L. BROWN,

*Chairman of the Committee on State Prison.*

JAY A. HUBBELL,

*Chairman of Judiciary Committee.*

Report accepted and committee discharged.

On motion of Mr. Brown,

The bill was placed on the order of third reading.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 17, 1885. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bill:  
House bill No. 499 (File No. 434) entitled

A bill to amend sections 3, 4, and 5, of chapter one, of an act entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," being act No. 326 of the session laws of 1883,

approved June 7, 1883, and to add five new sections to said chapter, to be known as sections 6, 7, 8, 9, and 10;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

D. L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and

On motion of Mr. Hawley,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Austin,	Mr. Davis,	Mr. Kempf,	Mr. Sherwood,
Brown,	Francois,	Manwaring,	Smith, G. A.,
Carveth,	Greiner,	Monroe,	Spencer,
Oline,	Hawley,	Phelps,	Woodruff,
Curtiss,	Hueston,	Pulver,	
			19

NAYS.

0

Title agreed to.

On motion of Mr. Hawley,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

MESSAGES FROM THE GOVERNOR.

The President also announced the following:

EXECUTIVE OFFICE,  
Lansing, June 17, 1885. }

*To the Senate:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

[Senate bill No. 262, File No. 242, being]

An act to promote morality and prevent crime;

Also,

[Senate bill No. 398, Mss., being]

An act to extend the time limited in act No. 69 of the session laws of 1883 for laying out a State road in Leelanaw county, and to authorize the commissioner appointed under said act to expend money or labor in laying out and opening said State road;

Also,

[Senate bill No. 16, Mss., being]

An act to authorize the township of Thomastown, in Saginaw county, to raise money by issuing the bonds of said township for the purpose of procuring the free crossing of the bridge of the State Road Bridge Co., by the taxpayers of said township of Thomastown during the unexpired time for which said bridge company is chartered, and to authorize said township and said bridge company to contract with each other in relation thereto;

Also,

[Senate joint resolution No. 28, File No. 22, being]

Joint resolution to provide for placing a statue of Gen. Lewis Cass in the Representative gallery of illustrious Americans at the National Capitol;

Also,

[Senate bill No. 22, File No. 191, being]

An act to amend sections 1442, 1443, 1445, and 2446, of Howell's annotated statutes, being sections 1, 2, 4, and 5, of act No. 244, of the session laws of 1879, entitled "An act for the collection of damages sustained by reason of defective public highways, streets, bridges, cross-walks, and culverts," so as to make said act cover damages sustained by reason of defective sidewalks;

Also,

[Senate bill No. 178, File No. 165, being]

An act to amend act number one hundred and ninety-two (192) of the public acts for the year 1879, being section nine thousand three hundred and fifteen (9315) of Howell's annotated statutes, relative to the punishment of libel and slander, and to add one new section thereto to stand as section two;

Also,

[Senate bill No. 312, File No. 205, being]

To amend section 102 of chapter 188 of the compiled laws of 1871, being compiler's section 5969, relative to the competency of witnesses, and examinations of parties in certain cases;

Also,

[Senate bill No. 232, File No. 246, being]

To provide for the sale of certain State tax lands;

Also,

[Senate bill No. 130, File No. 163, being]

An act to confirm the sale of certain swamp lands to Martha M. Ingalls, and patent No. 25810 issued to her upon such sale.

RUSSELL A. ALGER,

*Governor.*

The message was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 17, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to re-return to the Senate the following bill:

Senate bill No. 298, entitled

A bill making appropriations for the expenses of the State officers and State government for the years 1885 and 1886, and to provide a tax for the payment of the same;

Which the House amended as shown by message of this date,

And in which amendment the Senate non-concurred;

Now to inform the Senate that from said amendment the House refuses to recede.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Hawley moved that the Senate ask for a committee of conference and that a committee be appointed on the part of the Senate;

Which motion prevailed.

The President appointed Senators Sherwood and Francis as said committee on the part of the Senate.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled signed, and presented to the Governor, the following:

Senate bill No. 278 (File No. 230), entitled,

A bill to incorporate the public schools of Oscoda;

Also,

Senate bill No. 287 (File No. 203), entitled

A bill to amend section 45 of chapter 150, being section 4247 of the compiled laws of 1871, as amended by act No. 16 of the session laws of 1877, being section 5705 of the General Statutes of the State of Michigan, compiled and annotated by Andrew Howell, entitled "An act relative to alienation by deed, and the proof and recording of conveyances and the cancelling of mortgages;"

Also,

Senate bill No. 32 (File No. 241), entitled

A bill to establish an advisory board in the matter of pardons;

Also,

Senate bill No. 333 (File No. 231), entitled

A bill to compel foreign corporations and joint stock companies organized for the purpose of smelting, refining, or reducing iron, lead, copper, or other ores and minerals, doing business in the State of Michigan to make annual reports to the Auditor General;

Also,

Senate bill No. 397, entitled

A bill to extend the limited time in act No. 68 of the session laws of 1883 for laying out a State road in Grand Traverse county; to authorize the commissioner appointed by virtue of said act to lay out a branch State road in said county and to authorize said commissioner to expend money or labor contributed in laying out and opening said State road;

Also,

Senate joint resolution No. 30 (File No. 23), entitled

Joint resolution to refund to John Macfie certain money paid by him for timber on land claimed by the State and afterwards patented to him under act No. 275 of the session laws of 1881.

J. W. BELKNAP, *Chairman.*

Report accepted.

On motion of Mr. Pulver,

The Senate took a recess until 7:30 o'clock P. M.

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#### EVENING SESSION.

7:30 o'clock P. M.

The Senate met and was called to order by the President.

Roll called: a quorum present.

Mr. G. A. Smith offered the following resolution:

*Resolved*, That Edwin S. Hoskins, Secretary of the last Senate, be allowed twenty-five dollars for service in officiating at the organization of the present Senate as required by law, and that an order be drawn for the same;

Which was adopted.

Mr. Hawley offered the following resolution:



*Resolved*, In view of extra services rendered by Sergeant-at-Arms P. Q. Stoner in connection with his regular duties, but more especially the duties in connection with the military and other investigations, that there be paid to said Sergeant-at-Arms the sum of one dollar per day during the session as extra compensation;

Mr. Carveth moved to amend the resolution by adding the name of W. W. Williams, first Assistant Sergeant-at-Arms.

Mr. Edwards moved to further amend by adding the name of Daniel G. Crotty.

The amendment to the amendment was adopted.

The amendment was adopted.

The resolution was then not adopted, by yeas and nays as follows:

#### YEAS.

Mr. Belknap,	Mr. Davis,	Mr. Heisterman,	Mr. Sherwood,	
Carveth,	Francis,	Hertzler,	Spencer,	
Oline,	Hawley,	Moon,		11

#### NAYS.

Mr. Davenport,	Mr. Phelps,	Mr. Smith, G. A.,	Mr. Woodruff,	
Greiner,	Shoemaker,			6

The chair announced that as a majority of all the Senators elect had not voted for the resolution, he must declare the same not adopted.

Mr. Spencer moved to reconsider the vote by which the resolution was not adopted.

Mr. Phelps moved that the motion be laid on the table.

Mr. Phelps called for the yeas and nays.

The motion was not adopted, by yeas and nays, as follows:

#### YEAS.

Mr. Davenport,	Mr. Phelps,	Mr. Smith, G. A.,	Mr. Woodruff,	
Greiner,	Shoemaker,			6

#### NAYS.

Mr. Belknap,	Mr. Davis,	Mr. Heisterman,	Mr. Moon,	
Carpenter,	Edwards,	Hertzler,	Spencer,	
Carveth,	Hawley,			10

It appearing that there was not a quorum present,

The President ordered the roll called.

Roll called; a quorum present.

Mr. Shoemaker moved to take from the table the following resolution:

*Resolved*, That one thousand copies of the testimony taken by the committee on military affairs, together with the reports of the majority and minority of said committee, be printed for the use of the Senate;

Which motion prevailed.

The question being on the adoption of the resolution,

Mr. Austin offered the following as a substitute:

*Resolved*, That there is hereby ordered printed 4,000 copies of the reports of the several military committees, with the testimony accompanying the same (under the care and supervision of the Secretary of the Senate, who shall arrange and read proof and index the same and shall be paid fifty dollars for such services, on the order of the Secretary of State), and said Secretary of State is hereby directed to forward 100 copies to the President of the Senate

and 50 copies to each Senator and to distribute the remainder in the same manner as other public documents are distributed.

Mr. Shoemaker moved to amend the substitute by striking out the words "under the care and supervision of the Secretary of the Senate, who shall arrange and read proof and index the same, and shall be paid fifty dollars for such services on the order of the Secretary of State ;"

Which motion did not prevail.

The substitute was then adopted.

The resolution as substituted was then adopted.

Mr. Hawley moved to reconsider the vote by which the Senate passed House bill No. 10 (File No. 337), entitled

A bill to revise and consolidate the laws relative to the State Prison and to the House of Correction and Reformatory at Ionia, and the government and discipline thereof, and to repeal all acts inconsistent therewith.

Mr. Austin moved to lay the motion on the table.

Mr. Austin called for the yeas and nays.

The motion prevailed by yeas and nays as follows :

#### YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Hawley,	Mr. Pulver,	
Carveth,	Davis,	Hubbell,	Sherwood,	
Cline,	Edwards,	Hueston,	Woodruff,	
Curtiss,	Greiner,	Manwaring,		15

#### NAYS.

Mr. Belknap,	Mr. Hertzler,	Mr. Pennell,	Mr. Smith, G. A.,	
Brown,	Kempf,	Phelps,	Spencer,	
Carpenter,	Monroe,	Shoemaker,	Stephenson,	
Heisterman,				13

Mr. Davenport offered the following resolution :

*Resolved*, That a respectful message be sent to the House requesting the return of

House bill No. 668 (File No. 393), entitled

An act to amend sundry sections of an act entitled an act to organize Union school district of Bay city, approved March 20, 1867 ;

Which was adopted.

Mr. Belknap moved to take from the table,

House joint resolution No. 28 (File No. 24), entitled

Joint resolution proposing an amendment to section one of article 9 of the constitution of this State, relative to the salaries of State officers ;

Which motion prevailed.

The joint resolution having been read a third time, and the question being upon its passage,

The same was passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hubbell,	Mr. Sherwood,	
Belknap,	Edwards,	Hueston,	Shoemaker,	
Brown,	Francis,	Kempf,	Spencer,	
Carpenter,	Greiner,	Monroe,	Stephenson,	
Carveth,	Hawley,	Pennell,	Woodruff,	
Cline,	Hertzler,	Pulver,		23

## NAYS.

Mr. Curtiss, Mr. Heisterman, Mr. Manwaring, Mr. Phelps,  
Davenport,

Title agreed to.

5

The following is the joint resolution :

**JOINT RESOLUTION** proposing an amendment to section 1, article 9, of the constitution of this State, relative to the salaries of State officers.

*Resolved by the Senate and House of Representatives of the State of Michigan,* That an amendment to section 1, of article 9, of the constitution of this State be and the same is hereby proposed to read as follows :

**SECTION 1.** The judges of the circuit courts shall receive an annual salary of \$2,500.00; the Governor, State Treasurer, Secretary of State, the Commissioner of the State Land Office, Attorney General, and Superintendent of Public Instruction shall receive such salary as shall be fixed and determined by the Legislature of this State, such salaries to be fixed and determined by the Legislature of this State at its first session after the adoption of this amendment, and each fourth year thereafter.

*Be it further resolved,* That said amendment shall be submitted to the people of this State at the next general election, to be held therein on the first Tuesday after the first Monday in the month of November, in the year 1886; and the Secretary of State is hereby required to give notice of the same to the sheriffs of the several counties in this State, in the same manner that he is now required to do in case of the election of a governor or lieutenant governor; and the several townships and cities in this State shall prepare suitable boxes for the reception of ballots cast for or against said amendment. Each person voting for said amendment shall have written or printed or partly written or printed on his ballot the words: "Amendment to the constitution relative to salaries of State officers—Yes;" and each person voting against said amendment shall have on his ballot, in like manner, "Amendment to the constitution relative to salaries of State officers—No." The ballots shall in all respects be canvassed and returns made as in a general election of State officers.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 17, 1885. }

*To the President of the Senate :*

SIR—I am instructed by the House to inform the Senate relative to Senate bill No. 298, entitled

A bill making appropriations for the expenses of the State officers and State government for the years 1885 and 1886, and to provide for the payment of the same;

Which the House amended as shown by the message of this date, and in which amendment the Senate non-concurred, and from which amendment the House refused to recede; whereupon the Senate asked a committee of conference as to the disagreement.

Now to inform the Senate that the House grants the committee of conference, and that Messrs. Markey and Holman have been appointed as such committee.

Very respectfully,

DANIEL L. CROSSMAN,  
Clerk of the House of Representatives.

The message was laid on the table.

Mr. Pulver moved to reconsider the vote by which the Senate refused to pass Senate joint resolution No. 13, entitled

Joint resolution for the relief of Hananiah D. Pugh ;

Mr. Pulver called for the yeas and nays.

The motion did not prevail, two-thirds of all the Senators present not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Francis,	Mr. Hertzler,	Mr. Pennell,	
Garveth,	Greiner,	Hubbell,	Pulver,	
Davis,	Hawley,	Hueston,	Shoemaker,	
Edwards,	Heisterman,	Kempf,		15

## NAYS.

Mr. Brown,	Mr. Curtiss,	Manwaring,	Mr. Smith, G. A.,	
Carpenter,	Davenport,	Phelps,	Woodruff,	
Oline,				9

Mr. Curtiss offered the following resolution :

*Resolved*, That extra compensation of one dollar per day during the present session be allowed J. C. Ford, keeper of cloak room of the Senate.

Mr. Hubbell moved to amend by adding to the resolution "and the pages and other employés of the Senate."

Mr. Manwaring called for the yeas and nays.

The amendment was not agreed to, by yeas and nays, as follows :

## YEAS.

Mr. Carpenter,	Mr. Hawley,	Mr. Heisterman,	Mr. Hubbell,	4
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## NAYS.

Mr. Curtiss,	Mr. Francis,	Mr. Pulver,	Mr. Shoemaker,	
Davenport,	Manwaring,			6

The question being on the adoption of the resolution,

Mr. Hubbell called for the yeas and nays.

The resolution was not adopted, by yeas and nays as follows :

## YEAS.

Mr. Curtiss,	Mr. Hawley,	Mr. Hertzler,	Mr. Pennell,	
Davenport,	Heisterman,	Hueston,	Spencer,	8

## NAYS.

Mr. Cline,	Mr. Manwaring,	Mr. Shoemaker,	Mr. Woodruff,	4
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It appearing that there was not a quorum present, the President ordered a call of the roll.

Roll called : a quorum present.

By the committee of conference :

The committee of conference appointed on the differences between the two Houses regarding the House amendment to

Senate bill No. 298, entitled

A bill making appropriations for the expenses of the State officers and State government for the years 1885 and 1886, and to provide for the payment of the same,

Respectfully report that they have been unable to agree as to the matter of difference between the two Houses, and ask to be discharged from the further consideration of the subject.

HARVEY O. SHERWOOD,  
WM. H. FRANCIS,

*Members on part of Senate.*

DANIEL P. MARKEY,  
JOSEPH H. HOLMAN,

*Members on part of House.*

Report accepted.

Mr. Sherwood moved to take from the table  
House bill No. 120 (File No. 51), entitled  
A bill to amend section 3, chapter 194, relative to the State Agricultural  
College, being section 4979 of Howell's Annotated Statutes of Michigan.

Mr. Phelps called for the yeas and nays.

The motion did not prevail, by yeas and nays, as follows:

#### YEAS.

Mr. Curtiss, Greiner, Hawley,	Mr. Heisterman, Monroe,	Mr. Pulver, Sherwood,	Mr. Smith, G. A., Spencer,	9
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#### NAYS.

Mr. Austin, Brown, Carpenter, Cline, Davenport,	Mr. Davis, Edwards; Francis, Hertzler, Hubbell,	Mr. Hueston, Kempf, Manwaring, Pennell,	Mr. Phelps, Shoemaker, Stephenson, Woodruff,	18
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The Senate returned to the order of

#### MESSAGES FROM THE HOUSE.

The President announced the following

HOUSE OF REPRESENTATIVES, }  
Lansing, June 17, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

*Resolved by the House of Representatives* (the Senate concurring), That the Quartermaster General of this State be authorized to lend to the uniform branch of the Knights of Pythias of this State for use in their annual encampment at Kalamazoo, such tents as the proper officers of that organization may request the use of: *Provided*, That the said organization become responsible for the proper use and safe return of the same in as good condition as when received;

Which has passed the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Hawley,

The Senate concurred in the adoption of the concurrent resolution.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 17, 1885. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 124 (File No. 63), entitled

A bill to revise the laws providing for the incorporation of all manufacturing companies, except such as are contemplated by act No. 42 of the Session Laws of 1867, and to fix the duties and liabilities of such corporations;

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }  
Lansing, June 17, 1885. }

*To the President of the Senate :*

SIR—I am instructed by the House to return to the Senate the following entitled bill :

Senate bill No. 74 (File No. 33), entitled

A bill to amend sections 16 and 18 of chapter 266 of the compiled laws of 1871, being sections 9649 and 9651 of Howell's Annotated Statutes, relative to county jails ;

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }  
Lansing, June 17, 1885. }

*To the President of the Senate :*

SIR,—I am instructed by the House to return to the Senate the following entitled bill :

Senate bill No. 226 (File No. 237), entitled

A bill to amend sections 13, 15, and 17 of article 4 of act No. 198 of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad, and other corporations owning or operating any railroad in this State, and the several acts amendatory thereof," and to add one new section to said article 4 to stand as section 22 ;

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

On motion of Mr. Austin,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The bill was referred to the committee on engrossment and enrollment for enrollment.

Mr. Phelps moved to put

House bill No. 15 (File No. 16), entitled

A bill to amend section 4 of an act entitled an act supplementary to an act entitled an act to establish the Detroit House of Correction, and to authorize the confinement of convicted persons therein, approved March 27, 1867, being compiler's section 9867 of Howell's Annotated Statutes, and to add a new section thereto, to stand as section 7 of said act in place of section 7 which was repealed by act 67 approved May 10, 1879, -

On its immediate passage.

Mr. Phelps called for the yeas and nays.

The motion prevailed, by yeas and nays as follows :

#### YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hawley,	Mr. Phelps,	
Carpenter,	Edwards,	Heisterman,	Shoemaker,	
Cline,	Francis,	Hubbell,	Stephenson,	
Curtiss,	Greiner,	Monroe,	Woodruff,	
Davenport,				17

#### NAYS.

Mr. Kempf,	Mr. Pulver,	Mr. Smith, G. A.,	Mr. Spencer,	
Manwaring,	Sherwood,			6

The bill was then read a third time and

Mr. Manwaring moved to lay the bill on the table.

Mr. Manwaring called for the yeas and nays.

The motion did not prevail by yeas and nays as follows :

#### YEAS.

Mr. Manwaring,				1
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#### NAYS.

Mr. Austin,	Mr. Davenport,	Mr. Heisterman,	Mr. Smith, S. W.,	
Brown,	Davis,	Hubbell,	Spencer,	
Carpenter,	Francis,	Hueston,	Stephenson,	
Carveth,	Greiner,	Monroe,	Woodruff,	
Cline,	Hawley,	Phelps,	President	
Curtiss,			<i>pro tem,</i>	21

The bill having been read a third time, and the question being upon its passage, the same was passed, a majority of all the Senators elect voting therefor by yeas and nays, as follows :

#### YEAS.

Mr. Austin,	Mr. Curtiss,	Mr. Hubbell,	Mr. Sherwood,	
Brown,	Davenport,	Hueston,	Smith, S. W.,	
Carpenter,	Davis,	Monroe,	Stephenson,	
Carveth,	Edwards,	Phelps,	Woodruff,	
Cline,	Hawley,			18

#### NAYS.

Mr. Francis,	Mr. Manwaring,	Mr. Smith, G. A.,	Mr. Spencer,	
Heisterman,	Pulver,			6

Title agreed to.

On motion of Mr. Hueston,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take effect July 1, 1886.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }  
*Lansing, June 17, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to re-transmit the following, entitled House bill No. 298, entitled

A bill making appropriations for the expenses of the State officers and State government for the years 1885 and 1886, and to provide a tax for the payment of the same,

Concurring which a disagreement existed and a committee of conference was asked and appointed, now to inform the Senate that the said committee have reported that they are unable to agree, and further to inform the Senate that the House refuse to recede.

Very respectfully,

DANIEL L. CROSSMAM,

*Clerk of the House of Representatives.*

Mr. Pulver moved to recede from its non-concurrence and concur in the House amendment;

Pending which,

Mr. Sherwood moved to substitute the following for the House amendment:

“*And provided further,* That there shall be levied and collected in the same way as herein provided and in addition to the sums hereinbefore named, the further sum of \$57,333½ for the year 1886, and a like sum each year for five successive years thereafter, to pay the amount now due to the counties as provided for in said section 5394 and denominated therein as a ‘swamp land fund;’”

Which was adopted.

The question being on agreeing to the House amendment as substituted,

The same was agreed to.

The bill as amended was then passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

#### YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Monroe,	Mr. Smith, G. A.,
Belknap,	Francis,	Phelps,	Smith, S. W.,
Brown,	Heisterman,	Pulver,	Spencer,
Carveth,	Hubbell,	Sherwood,	Stephenson,
Davenport,	Manwaring,	Shoemaker,	Woodruff,
Davis,			

21

#### NAYS.

Mr. Carpenter,	Mr. Hawley,	Mr. Hueston,	Mr. Kempf,
Greiner,			

5

Mr. Edwards offered the following resolution:

*Resolved,* That the daily sessions of the Senate hereafter commence at 11 o'clock A. M.;

Which was adopted.

Mr. Hueston offered the following resolution:

WHEREAS, The Senate has voted one-half the amount of extra compensation to the assistant Secretary of the Senate, that has been paid to that officer at each session for the past twelve years or more; therefore,

*Resolved,* That there be paid the Assistant Secretary the additional sum of one dollar per day for the session, as extra compensation.

The resolution was not adopted, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:



## YEAS.

Mr. Belknap, Brown, Carpenter, Curtiss,	Mr. Davis, Francis, Hawley,	Mr. Heisterman, Hertzler, Hueston,	Mr. Sherwood, Smith, S. W., Spencer,
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13

## NAYS.

Mr. Oline, Davenport,	Mr. Greiner, Manwaring,	Mr. Phelps, Shoemaker,	Mr. Woodruff,
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7

Mr. Austin offered the following resolution :

*Resolved*, That the Secretary of the Senate be and he is hereby instructed to cause to be mailed to each member and officer of the Senate to his postoffice address the daily Journal until the close of the Senate, and that he be empowered to purchase the necessary postage stamps and draw an order therefor ;

Which was adopted.

Mr. Woodruff moved that

House bill No. 271 (File No. 397), entitled

A bill to authorize the Board of Control of State Swamp Lands to cause the removal of jams or rafts of floodwood, and to clear out and deepen where necessary the channel of Swan Creek, in the county of Midland, and to appropriate two sections of swamp lands therefor,

Be placed on its immediate passage ;

Which motion prevailed.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows :

## YEAS.

Mr. Austin, Belknap, Brown, Cline, Curtiss,	Mr. Davenport, Davis, Edwards, Francis, Hertzler,	Mr. Hueston, Manwaring, Phelps, Pulver, Sherwood,	Mr. Shoemaker, Smith, S. W., Stephenson, Woodruff,
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19

## NAYS.

Mr. Carveth,	Mr. Greiner,
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2

Title agreed to.

On motion of Mr. Woodruff,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Pulver moved to take from the table,

Senate bill No. 127 (File No. 91), entitled

A bill to provide for the protection and benefit of keepers of stallions in this State ;

Which motion did not prevail.

Mr. Hubbell moved that a committee be appointed to notify the House that the Senate is now ready to adjourn ;

Which motion prevailed.

The President appointed Senators Hubbell, Davenport, and Greiner as such committee.

After a brief absence the committee returned and reported that they had performed the duty assigned them.

Mr. Shoemaker offered the following resolution :

*Resolved*, That the thanks of the Senate be and the same are hereby extended to the Hon. Archibald Buttars, Lieut. Gov. and President of the Senate, for the able, dignified, and impartial manner in which he has presided over the deliberations of the Senate;

On motion of Mr. Monroe,

The resolution was unanimously adopted by a rising vote.

Mr. Manwaring offered the following resolution :

*Resolved*, That the thanks of the Senate are hereby tendered to Hon. J. W. Belknap, President *pro tem.* of the Senate, for the able, impartial, and dignified manner he has discharged the duties of his office.

On motion of Mr. Edwards,

The resolution was unanimously adopted by a rising vote.

### THIRD READING OF BILLS.

House bill No. 531 (File No. 405), entitled,

A bill to create a commission of toll roads and toll bridges, being supplemental to chapter 96 of Howell's General Statutes, compilation of 1882, and to amend section 40 of said chapter 96,

Was read a third time and

Mr. Pulver moved that the further consideration of the bill be indefinitely postponed.

Mr. Hawley called for the yeas and nays.

The motion did not prevail, by yeas and nays as follows :

#### YEAS.

Mr. Oline,	Mr. Davis,	Mr. Hertzler,	Mr. Pulver,
Curtiss,	Francis,	Hueston,	Sherwood,
Davenport,	Hawley,	Phelps,	Shoemaker, 12

#### NAYS.

Mr. Austin,	Mr. Carpenter,	Mr. Hubbell,	Mr. Monroe,
Belknap,	Edwards,	Kempf,	Stephenson,
Brown,	Greiner,	Manwaring,	Woodruff, 12

By unanimous consent, Mr. Hawley moved to amend the bill as follows :

By striking out of section 1 line 6, the word "days," and inserting in lieu thereof the word years.

Mr. Hawley called for the yeas and nays.

The amendment was not agreed to, by yeas and nays, as follows :

#### YEAS.

Mr. Carveth,	Mr. Hawley,	Mr. Pulver,	Mr. Sherwood,
Davis,	Phelps,		

6

#### NAYS.

Mr. Austin,	Mr. Curtiss,	Mr. Hubbell,	Mr. Shoemaker,
Belknap,	Davenport,	Kempf,	Smith, S. W.,
Brown,	Edwards,	Manwaring,	Stephenson,
Carpenter,	Greiner,	Monroe,	Woodruff,
Oline,			

17

Mr. Hubbell moved the previous question ;

Which was demanded by a majority of the Senators.

The question being shall the main question be now put,

The same was ordered.

The question being on the passage of the bill,

The same was not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,  
Belknap,  
Brown,  
Carpenter,

Mr. Curtiss,  
Edwards,  
Greiner,

Mr. Hubbell,  
Kempf,  
Manwaring,

Mr. Monroe,  
Stephenson,  
Woodruff,

13

## NAYS.

Mr. Carveth,  
Oline,  
Davenport,

Mr. Davis,  
Francis,  
Hawley,

Mr. Hertzler,  
Hueston,  
Phelps,

Mr. Pulver,  
Sherwood,  
Shoemaker, 12

Mr. Manwaring offered the following resolution:

*Resolved*, That the thanks of this Senate are due, and are hereby tendered to our worthy Sergeant-at-Arm, P. Q. Stoner, for the faithful discharge of the duties of his office as Sergeant-at-Arms of this Senate during this session. May we never forget the disabled soldier who has faithfully served his country in time of need. His empty sleeve recalls our minds to this fact;

Which was adopted.

Mr. Carveth offered the following resolution:

*Resolved*, That the thanks of the Senate are hereby heartily tendered to the Secretary for the faithful, rapid, and efficient manner in which he has discharged his official duty during the present session;

Which was adopted.

Mr. Belknap offered the following resolution:

*Resolved*, That the Senate hereby extend thanks to Col. J. D. Sumner for the faithful and satisfactory manner in which he has discharged the duties of Assistant Secretary of the Senate;

Which was adopted.

Mr. Austin offered the following resolution:

*Resolved*, That the Senate hereby tender their thanks to Messrs. Williams and Crotty, the 1st and 2nd Assistant Sergeant-at-Arms, for the faithful manner in which they have discharged their duties, and the Senators individually express their approbation of their many good qualities;

Which was adopted.

The Sergeant-at-Arms announced a committee from the House, who informed the Senate that they were ready to adjourn.

Mr. Pulver moved that a committee of three be appointed to act with a like committee on the part of the House to wait on the Governor and inform him that the two Houses have completed their work and are ready to adjourn, and ask him whether he has any further communication to make to the Legislature;

Which motion prevailed.

The President appointed as such committee, Senators Pulver, Kempf, and Sherwood.

After a brief time, the committee returned and reported their duty performed.

Mr. Manwaring offered the following resolution:

*Resolved*, That the thanks of the Senate be and is hereby extended to Frank M. Howe and Mrs. J. E. Jameson for the prompt and efficient manner they have discharged the duties of the office of engrossing and enrolling clerk and assistant engrossing and enrolling clerk for this Senate;

Which was adopted.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, June 17, 1884. }

*To the President of the Senate :*

SIR—I am instructed by the House to re-return to the Senate following Senate bill No. 298, entitled

A bill making appropriations for the expenses of the State offices and State government for the years 1885 and 1886, and to provide a tax for the payment of the same,

Concerning which there has been a difference between the two houses as set forth in former messages, and upon which committees of conference duly appointed have failed to agree. The House having thereupon refused to recede from its amendment, whereupon the Senate amended said House amendment so as to read as follows :

*And provided further,* That there shall be levied and collected in the same way as herein provided, and in addition to the sums hereinbefore named, the further sum of \$57,333 $\frac{1}{2}$  for the year 1886, and a like sum each year for five successive years thereafter, to pay the amount now due to the counties as provided for in said section 5394 and denominated therein as a "swamp land fund ;"

Now to inform the Senate that the House has concurred in said Senate amendment, which in effect is a substitute for the House amendment, by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }  
LANSING, June 17, 1885. }

*To the President of the Senate :*

SIR—I am instructed by the House to return to the Senate the following bill: Senate bill No. 88 (File No. 249), entitled

A bill relative to suits for libel ;

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

Mr. Belknap moved that the thanks of the Senate be and they are hereby extended to Barnhardt Rice, Cyrus O. Ryther, and George Buttars, janitor and assistant janitors, the committee clerks and messengers, for the faithful manner in which they have performed their respective duties during the session.

Which motion prevailed.

On motion of Mr. Hubbell,

The thanks of the Senate were extended to Joseph O. Ford, cloak-room keeper, for his faithfulness to duty and attention to members during the session.

On motion of Mr. Hawley,

The Senate adjourned.

*Lansing, Thursday, June 18, 1885.*

The Senate met and was called to order by the President at 11 o'clock A. M.  
Roll called : not a quorum present.

Present—Senators Austin, Belknap, Davenport, and Francis.

The following report was received :

By the committee on engrossment and enrollment :

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor the following :

Senate bill No. 74 (File No. 33), entitled

A bill to amend sections 16 and 18 of chapter 266 of the compiled laws of 1871, being sections 9649 and 9651 of Howell's Annotated Statutes, relative to county jails ;

Also,

Senate bill No. 124 (File No. 68), entitled

A bill to revise the laws providing for the incorporation of all manufacturing companies (except such as are contemplated by act No. 42 of the session laws of 1867 which provides for the incorporation of persons or corporations engaged in the manufacture of salt), and mercantile companies, or any union of the two, and to fix the duties and liabilities of such corporations ;

Also,

Senate bill No. 226 (File No. 237), entitled

A bill to amend sections 13, 15, and 17 of article 4 of act No. 198 of the session laws of 1873, entitled " An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad, and other corporations owning or operating any railroad in this State, and the several acts amendatory thereof," and to add one new section to said article 4 to stand as section 22 ;

Also,

Senate bill No. 88 (File No. 249), entitled

A bill relative to suits for libel ;

Also,

Senate bill No. 298, entitled

A bill making appropriations for the expenses of the State officers and State government for the years 1885 and 1886, and to provide a tax for the payment of the same ;

J. W. BELKNAP, *Chairman.*

Report accepted.

On motion of Mr. Francis,

The Senate adjourned.

*Lansing, Friday, June 19, 1885.*

The Senate met and was called to order by the President at 11 o'clock A. M.

Roll called: not a quorum present.

The following message was received:

HOUSE OF REPRESENTATIVES, }  
*Lansing, June 18, 1885.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bills:

1. Senate bill No. 1 (File No. 20), entitled  
A bill to amend section 4897 of the compiled laws of 1871, being section 6393 of Howell's Statutes, relative to salaries of justices of the supreme court;
2. Senate bill No. 3 (File No. 5), entitled  
A bill for the formation of corporations for the cultivation of art;
3. Senate bill No. 4 (File No. 6), entitled  
A bill to regulate gas works in the State of Michigan;
4. Senate bill No. 10 (File No. 10), entitled  
A bill to provide for the representation of different political parties on boards of election;
5. Senate bill No. 14 (File No. 2), entitled  
A bill to amend section 1 of act No. 105, of the session laws of 1869, entitled, "An act for the encouragement of agriculture, manufactures, and the mechanic arts," being section 2298 of Howell's Annotated Statutes;
6. Senate bill No. 26 (File No. 41), entitled  
A bill to repeal sections 328 and 329 of Howell's Annotated Statutes, being sections 206 and 207 of the compiled laws of 1871, and all amendments thereto, being a bill to abolish the office of Commissioner of Immigration;
7. Senate bill No. 28 (File No. 21), entitled  
A bill to amend section 70 and 71 of chapter 19 of Howell's Annotated Statutes, being compiler's sections 744 and 745, relative to township boards;
8. Senate bill No. 37 (File No. 15), entitled  
A bill to prevent the spread of contagious diseases among cattle;
9. Senate bill No. 38 (File No. 220), entitled  
A bill to prevent the spread of glanders and farcy;
10. Senate bill No. 47 (File No. 18), entitled  
A bill to amend section 1414 of Howell's Annotated Statutes, being section 3 of chapter 11 of act No. 243 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State;"
11. Senate bill No. 53 (File No. 184), entitled  
A bill prohibiting judges of courts of record or justices sitting in cases when they are related to any attorney, counsellor, or solicitor in the case;
12. Senate bill No. 58 (file No. 206), entitled  
A bill to provide for the punishment of murderous assaults with dangerous or deadly weapons;

13. Senate bill No. 68 (File No. 31), entitled

A bill to amend section 19 of chapter 3 of act No. 164 of the session laws of 1881, being section No. 5071 of Howell's Annotated Statutes, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of the act relative to tuitions by non-residents;"

14. Senate bill No. 75 (File No. 57), entitled

A bill to amend section 17 of chapter 175 of an act entitled "An act to define the limits, jurisdiction, and powers of circuit courts," of the compiled laws of 1871, being compiler's section 6474 of Howell's Annotated Statutes relative to the sum to be paid by parties demanding a jury;

15. Senate bill No. 78 (File No. 160), entitled

A bill making appropriations for the current expenses of the State Normal School for the years 1885 and 1886;

16. Senate bill No. 89 (File No. 49), entitled

A bill to amend section 44, of chapter 46, of the compiled laws of 1871, as amended by act No. 11, of the session laws of 1883, being compiler's section 1735, and being also section 1676 of Howell's Annotated Statutes, relative to public health;

17. Senate bill No. 93 (File No. 66), entitled

A bill to amend sections 2, 3 (as amended by act No. 23, of the session laws of 1883), and 5, of act No. 127, of the session laws of 1879, entitled "An act to provide for inspection of illuminating oils manufactured from petroleum or coal oils, and to repeal act No. 181, of the session laws of 1875, approved May 1, 1875, and act No. 196, of the session laws of 1877, approved May 22, 1877," being sections 1538, 1539, and 1541, of Howell's Annotated Statutes of Michigan;

18. Senate bill No. 114 (File No. 158) entitled

A bill requiring all State institutions to submit their estimates of current expenses to the State Board of Corrections and Charities;

19. Senate bill No. 122 (File No. 145), entitled

A bill to amend section 3, of act No. 193 of the session laws of 1867, being section 8020 of Howell's Annotated Statutes of 1882, relative to attachment;

20. Senate bill No. 131 (File No. 145), entitled

A bill to amend section 1 of act No. 142 of the session laws of 1883, being an act entitled "An act to provide for selecting petit jurors in the upper peninsula;"

21. Senate bill No. 169 (File No. 155), entitled

A bill to amend sections 2 and 7 of act No. 169 of the public acts of 1881, to increase the salary of the State Librarian;

22. Senate bill No. 193 (File No. 172), entitled

A bill to amend section 45 of chapter 147 of the compiled laws of 1871, relative to estates in real property, being section 5561 of Howell's Annotated Statutes;

23. Senate bill No. 197 (File No. 151), entitled

A bill to amend section 2 of act No. 108 of the session laws of 1871, as amended, being compiler's section 4207 of Howell's Annotated Statutes relating to the Insurance Bureau;

24. Senate bill No. 201 (File No. 64), entitled

A bill to extend aid to the University of Michigan, and to repeal section 1

of act No. 32 of the session laws of 1873, being section 4944 of Howell's Annotated Statutes;

25. Senate bill No. 206 (File No. 192), entitled

A bill to amend section 708 of the compiled laws of 1871, being sections 746 of Howell's Annotated Statutes, "relating to the powers and duties of townships, and election and duties of township officers;"

26. Senate bill No. 208 (File No. 179), entitled

A bill to provide for the collection and publication of statistics of divorce within this State;

27. Senate bill No. 215 (File No. 81), entitled

A bill to amend sections 8, 10, and 11 of an act entitled "An act to revise and consolidate the several acts relating to the support and maintenance of poor persons," approved April 5, 1869, being sections 1762, 1764, and 1765 of Howell's Annotated Statutes of 1882;

28. Senate bill No. 219 (File No. 136), entitled

A bill to amend sections 8 and 75 of chapter 10 of the compiled laws of 1871, being compiler's sections 480 and 585 of Howell's Annotated Statutes, with reference to county officers;

29. Senate bill No. 247 (File No. 94), entitled

A bill to amend section 17 of act No. 164 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being section 5049 of Howell's Annotated Statutes, relative to qualified voters at district elections;

30. Senate bill No. 249 (File No. 225), entitled

A bill to regulate the counting of votes at elections;

31. Senate bill No. 250 (File No. 224), entitled

A bill to regulate the holding of caucuses;

32. Senate bill No. 264 (File No. 159), entitled

A bill to provide for the registration of electors;

33. Senate bill No. 280, entitled

A bill to provide for the appointment and compensation, and to prescribe the duties of a stenographer for the 22d judicial circuit;

34. Senate bill No. 293 (File No. 153), entitled

A bill to punish frauds upon hotel, tavern, and inn keepers;

35. Senate bill No. 300 (File No. 90), entitled

A bill to amend section 1 of act No. 177, of the session laws of 1881, entitled, "An act relative to the delivery of grain by railway companies," approved May 31, 1881;

36. Senate bill No. 302 (File No. 202), entitled

A bill to provide for the filing of any contract or lease, or a true copy thereof, which contract or lease contains a provision that the vendee or lessee may become the owner of goods and chattels, but the vendor or lessor shall or may retain the title thereto or a lien thereon until the same shall be fully paid for;

37. Senate bill No. 303 (File No. 204), entitled

A bill to require the filing for record of notice of suits at law affecting the title to real estate;

38. Senate bill No. 337 (File No. 102), entitled

A bill to authorize the Board of State Auditors to allow and audit all just



claims for services rendered by fire companies for aid in extinguishing fires in State property;

39. Senate bill No. 345 (File No. 140), entitled

A bill to amend section 5 of act No. 79 of the session laws of 1873, entitled "An act to provide for the appointment of a Commissioner of Railroads, and to define his powers, duties, and fix his compensation," and the acts amendatory thereof;

40. Senate bill No. 366 (File No. 182), entitled

A bill to fix the liability of sureties on the bonds of public officers;

41. Senate bill No. 367 (File No. 244), entitled

A bill to define and fix the boundary lines between school district number 1 and school district number 2, in the township of Portage, in the county of Houghton;

42. Senate bill No. 385 (File No. 228), entitled

A bill to provide for compensation to county clerks in certain cases;  
In the passage of which the House has not concurred.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The message was laid on the table.

The President declared the Senate adjourned.

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*Lansing, Saturday, June 20, 1885.*

The Senate met and was called to order by the President at 11 o'clock A. M.  
Roll called: not a quorum present.

The following messages were received:

#### MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }  
*Lansing, June 16, 1885.* }

*To the Senate:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

[Senate bill No. 74, File No. 33, being]

An act to amend sections 16 and 18 of chapter 266 of the compiled laws of 1871, being sections 9649 and 9651 of Howell's Annotated Statutes, relative to county jails;

Also,

[Senate bill No. 333, File No. 231, being]

An act to compel foreign corporations and joint stock companies organized for the purpose of smelting, refining, or reducing iron, lead, copper, or other

ores, and minerals, doing business in the State of Michigan, to make annual reports to the Auditor General;

Also,

[Senate bill No. 287, File No. 203, being]

An act to amend section 45 of chapter 150, being section 4247 of the compiled laws of 1871 as amended by act No. 16 of the session laws of 1877, being section 5705 of the general statutes of the State of Michigan, compiled and annotated by Andrew Howell, entitled "An act relative [to alienation by deed, and the proof and recording of conveyances and the] canceling of mortgages;"

Also,

[Senate bill No. 298, manuscript, being]

An act making appropriations for the expenses of the State officers and State government for the years 1885 and 1886, and to provide a tax for the payment of the same;

Also,

[Senate joint resolution No. 30, File No. 23, being]

An act to refund to John McFee certain money paid by him for timber on land claimed by the State and afterwards patented to him under act No. 275 of the session laws of 1881;

Also,

[Senate bill No. 397, being]

An act to extend the time limited in act No. 68 of the session laws of 1883 for laying out a State road in Grand Traverse county; to authorize the commissioner appointed by virtue of said act to lay out a branch State road in said county, and to authorize said commissioner to expend money or labor contributed in laying out and opening said State roads;

Also,

[Senate bill No. 273, File No. 230, being]

An act to incorporate the public schools of Oscoda.

RUSSELL A. ALGER, *Governor*.

The President also announced the following:

EXECUTIVE OFFICE,  
*Lansing, June 19, 1885.* }

*To the Senate:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

[Senate bill No. 342, manuscript, being]

An act to authorize the city of Battle Creek to construct and maintain water works and sewers, and to establish a board of public works;

Also,

[Senate bill No. 88, File No. 249, being]

An act relative to suits for libel;

Also,

[Senate bill No. 226, File No. 237, being]

An act to amend sections 13, 15, and 17 of article 4 of act No. 198 of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State, and the several acts amendatory thereof," and to add one new section to said article 4 to stand as section 22;

Also,

[Senate bill No. 127, File No. 63, being]

An act to revise the laws providing for the incorporation of all manufacturing companies (except such as are contemplated by act No. 42 of the session laws of 1867, which provides for the incorporation of persons or corporations engaged in the manufacture of salt), and mercantile companies, or any union of the two, and to fix the duties and liabilities of such corporations.

ARCHIBALD BUTTARS,

*Acting Governor.*

The hour of 12 o'clock M. having arrived, the President declared that, in accordance with a concurrent resolution of the two Houses, the Senate stood adjourned *sine die*.

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SENATE CHAMBER, }  
Lansing, June 20, 1885. }

I hereby certify that the foregoing is a correct Journal of the proceedings of the Senate of the Legislature of Michigan, for the year 1885.

LEWIS M. MILLER,

*Secretary of the Senate.*

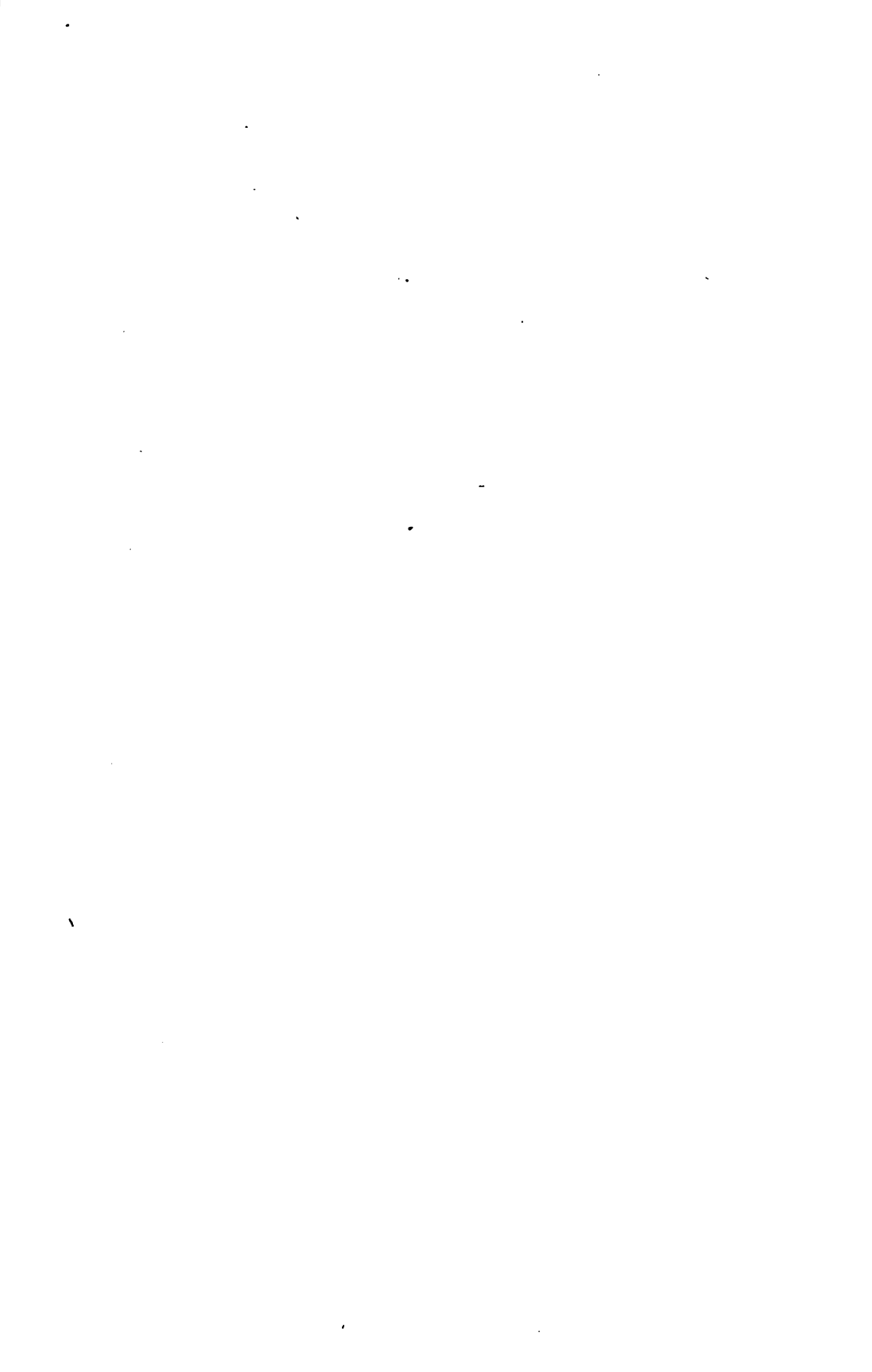
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# EXECUTIVE JOURNAL.

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# EXECUTIVE JOURNAL.

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SENATE CHAMBER,  
*Lansing, January 14, 1885.* }

## IN EXECUTIVE SESSION.

On motion of Mr. Belknap,

The Senate went into executive session at 3:23 o'clock P. M.

Roll called: a quorum present.

The President announced the following message from the Governor:

STATE OF MICHIGAN, }  
EXECUTIVE OFFICE, }  
*Lansing, January 13, 1885.* }

*To the Senate:*

I hereby nominate the within named persons as notaries public for their respective counties.

RUSSELL A. ALGER, *Governor.*

### ALLEGAN.

John A. Turner, Jan. W. Gravelink, Chas. R. Brownell, Alfred B. Taylor, William C. Weeks, Lee Duell, Harlan P. Nevins, Leander D. Chapple, Vine Harding.

### ANTRIM.

Thos. R. Van West.

### BARRY.

Enos Boughton, Will E. Degolia, L. N. Mosher, Christopher H. Vanarman, Herman D. Purdy, William P. Sidnam, David R. Cook, Philo A. Sheldon, Chas. Hotchkiss, Close R. Palmer.

### BENZIE.

Albert S. Worthington, Lot Nevins.

### BERRIEN.

Geo. N. Valentine, Orville O. Jordon, Alonzo Plummer, Oliver P. Horn, James Brown, George Parsons, Arnold W. Pierce, Henry M. Dean.

### BRANCH.

Lorenzo Fay, Dudley M. Wells, Charles Upson, Frank L. Skeels, Amos

Flint, Franklin T. Eddy, Charles Truesdell, Henry C. Whitley, John R. Champion, Albert F. Chandler.

CALHOUN.

John F. Hinman, Tolman W. Hall, Chas. M. Leon, Stevens S. Hulbert, Alden B. Powell, Frederick A. Allwardt, Richard A. Martin, Witter F. Baxter, Robert L. Warren, Charles S. Daskam, William F. Neale, Leonidas H. Brockway, Elias Hewitt, Alvin N. Hopkins, David Bennett, Wm. F. Hewitt, Lewis Townsend, Frank B. Snyder, Joseph S. Noyes, Albert S. Gibson, Chas. O. Miller, Abram Minges, Peter Mulvaney, Wm. D. Adams, James N. Robinson, Eugene Harleck, Eugene M. Converse, Henry C. Winslow, Alfred G. Higham.

CASS.

C. Fabius Martin, Thomas Odell, Lowell H. Glover.

CHARLEVOIX.

John A. Stevens, John E. Darragh, Willard A. Smith, Louis Widekind, Philip L. Lanway, John S. Dixon.

CHIPPEWA.

Royal A. Jenney, John H. Sherman, Wm. H. Kay, Harry L. Harris.

CLINTON.

Augustus D. Griswold, Adam Beattie, Wm. W. Dennis, Clarence S. Scott, Hiram M. High, Frank Lamphere, John H. Fedewa, Chas. Panner, Wm. H. Castle, Joseph M. Frisbie, David Turner, John H. Creasinger, John E. Jaynes, Albert J. Baldwin.

EATON.

Philip T. Van Zile, Allen C. Dutton.

EMMET.

Wm. C. Edgar, Heman W. Morford.

GENESEE.

Daniel Cotcher, Mattie M. Cotcher, Amos Dalby, Albert E. Hurd, John F. Cartwright Geo. W. Buckingham, Seymour W. Ensign, John Z. Richards, Geo. E. Newell, John S. Youngs, George R. Gold, Edward C. Turner, Wm. E. Harris, Joseph H. Crawford, Robert W. Dullum, Samuel A. Williams, Chandler H. Rockwood, James H. McFarlan, Edward S. Lee, Charles A. Muma, Henry R. Lovell, Oscar F. Lockhead, Charles T. Brigman, James Van Fleet, Jennie O'Donoughue, Frederick W. Judd, George E. Taylor, Wm. P. Guest, John W. Ingram, James E. Burrows, Wm. B. McCreery, Frank Dullam, Wm. S. Codrington, Wm. H. Davis, George Aplin, Abel O. Smith, Milton Whitmore, Robbins Jones, Mathew Davison, Edward H. Thomson.

GRAND TRAVERSE.

James J. Spence, George W. Wightman, Alexander H. Edwards, John T. Beadle, Francis S. Price, Morgan L. Leach, John P. Tillotson.

## GRATIOT.

Frank G. Kneeland, John L. Thedgar, Fred. Church, Bert. Hayes, Levi O. Rowland.

## HILLSDALE.

Frederick A. Roethlisberger, Samuel S. Ashbaugh, Chas. E. Robertson, Erastus O. Minor, Adam H. Fulmer, George N. Mead, Garber A. Nichols, Parley Brown, Charles M. Weaver, Frank H. Curtiss, Whit J. Shepard, Chauncey D. Bickford, Wilson E. Brown, J. W. Chapman, S. F. Dwight, Nathan Alvord, Amos English, Wm. A. Carpenter, Lysander G. Stedman, John G. Murser, Silas W. Glasgow, Frank G. Church, Chauncey Knapp, Luther B. Woodard, Charles Mosher, George N. Mead, James O. Bradley, Orson D. Chester, John B. Alward, D. Ellis Russell, Isaac W. Sheriff, Wm. D. Jones, Chas. E. White, Fred. C. Barkman, Michael McIntyre, Harry C. Bailey, Charles A. Shepard, Lorenzo P. Reynolds, George A. Janes, Elon G. Reynolds, Oscar A. Janes, George E. Wilson, Robert A. Wier, Walter R. Branch, Wm. A. Calkins.

## HURON.

Mathew D. Wagner, Henry O. Strackbein, George W. Jenks, John L. Brenner, George O. Green, Martin Baker, J. Aldrich Holmes, Wm. Potter, Charles L. Clark, Eugene H. Swain, Robert C. Ogilvie.

## INGHAM.

Geo. W. Freeman, Thomas M. Wilson, Samuel M. Cook, Frank E. Briggs, James B. Porter, Charles H. Orane, Nelson B. Jones, Chas. E. Spencer, Roswell Mott, Robert Hayward, Frederick Schneider.

## IONIA.

Royal W. Hawley, Palmer T. Williams, Lovell C. Fales, Asa E. Halbert, David A. Swain, Frank A. Allen.

## JACKSON.

Byron Crary, Edward A. Summer, Horatio S. Smith, James M. Crosby, George S. Wilson, George R. Parke, Jacob S. Pickell, Alonzo F. Smith, Edmond L. Cooper, Wesley Burchard, S. W. Holmes, John C. Sharpe, Thos. A. Wilson, Charles E. Snow, Chas. K. Hoyt, Geo. H. Fay, Alonzo S. Pixley, Wm. H. Marsh, R. H. Halsted, Amasa E. Pardee, George Hoag, Oscar M. Smith, Jr., Eli A. Clement, James Hannill, Edwin L. Murray, Josiah B. Frost, Chas. F. Keeler, Jerome B. Cadwell, Amasa A. Quigley.

## KALAMAZOO.

Chas. E. Monroe, Chas. H. Booth, Frank L. Brown, Benjamin F. Parker, Henry C. Briggs, Stephen Sage, Oscar F. Coleman, A. D. P. Van Buren, J. Davidson Burns, Geo. M. Buck, Wm. H. Jordan, Chas. F. Sannasch, George P. Hopkins, Orrin N. Giddings, Tyrrell Rayner, Sr., James E. Chandler, Geo. Ebersteir, Edwin M. Clapp, Sr., Frederick E. Woodward.

## KALKASKA.

Simeon M. Vinton, Albert E. Esty, C. C. Jencks.



## KENT.

Robert B. Loomis, Geo. H. Outhouse, Herman A. Vedder, Earnest B. Fisher, Henry G. Sanders, Bradley M. Nash, William Selfridge, John M. Sutherland, Madison O. Heath, Isaac M. Turner, John J. Belknap, Charles L. Shattuck, Wm. M. Robinson, Nathan Church, Charles B. Dean, Clark H. Gleason, McGeorge Bundy, Charles P. Rathburn, Rezin A. Maynard, Horton H. Drury, Myron H. Walker, Samuel Toby, Wm. H. Myers, Frank H. Sweet, Charles G. Godfroy, John S. Lawrence, Geo. C. Schroeder, Edgar A. Maher, J. Edward Earle, G. Chase Godwin, Frank L. Carpenter, John T. Miller, Nathan F. Simpson, Fred. A. Maynard, Malcolm M. Moore, John B. Graves, John E. More, Henry S. Fralick, Henry D. C. Van Asmus, George Thomson, Lewis G. Stuart, Herman Van Alderen, Fred C. Temple, George W. Thompson, William A. Chapman, August Schmidt, Thomas B. Wilson, Cornelius A. Johnson, Harvey L. Brown, Horatio Randall, Evered C. Dudley, Roger W. Butterfield, Jacob Quintus, Nathaniel A. Earle, Henry Farlick, Robert W. Innes, J. Frederick Baars, Arthur C. Torrey, Leonidas E. Best, Henry Grinnell, John Perry, Rudolph Dorrnick, S. Montague McKee, Eugene M. Sprague, George R. Perry, Joseph Blake, Charles N. Hyde, Oscar F. Hide, Nelson Graham, Chauncey Leonard, George E. Judd, John W. Stone, Harvey A. Rice, Frank T. King, William Widdicomb, Wm. J. Stuart, Charles W. Calkins, Henry B. Fallas, George D. Conger, Edward W. Withey, Edward M. Adams, Charles B. Blair, Joseph C. Shinkman, Wm. P. Innes, Marcus W. Bates, Chas. F. Cobb, Edwin F. Uhl, Frank W. Hine, Geo. I. Quimby, Heman G. Barlow, Charles B. Judd, Thompson Sinclair, Leonard A. Ward, James B. Wilson, Chas. H. Bender, George A. Allen, Isaac F. Lamoreaux, Freeman Brewer, Laurens Wolcott, Lincoln B. Livingston, Reuben W. Powers, Frank A. Rodgers, Edmond J. Shinkman, John Berridge, Amherst B. Cheney, Charles L. Bostwick, Thomas F. Carroll, Thomas Hill, Charles O. Rood, Chas. A. Renwick, Mark M. Powers, Ezra A. Hebard, Charles D. Harrington, James W. Hine, Scot Griswold, Curtis Buck, James G. McBride, Levi S. Provin.

## LAKE.

Seymour Fowler, Stephen E. Dickens, John W. Nicholson, Hannah J. Oviatt, W. A. Gray, Augustus Towner.

## LAPEER.

John Robinson, William O'Neil, Edgar S. Hugh, John Barland, Jr., Walter B. Churchill, Thomas Reynolds, Lewis Mitchell, Thomas Williams, James P. Smith, Fred. S. Barbour, Frank Millis, John Abbott, Robert S. Hutton, E. F. Woodruff, Harrison Geer, Rodney G. Hart, Chas. W. Brown, John M. Wattles, Wm. Daley, Henry Townsend, John Barden, Geo. C. Morse, Norman B. Blood, Jacob W. Shell, Frederick Price, Oliver H. Wattles, Vorheis H. Miller, Isaac J. Rohle, Joseph R. Hodson.

## LEELANAW.

M. A. Kneeland, Alfred John, John I. Miller.

## LENAWEE.

Isaac Kellogg, Byron Tripp, Smith G. Platt, Ralph Taylor, Albert H. Briggs, Smith Still, Luther Frye, Stillman W. Bennett, David A. Bixby, Heman Loomis, Wm. A. Underwood, Lester H. Salisbury, S. Willard Beaker,

Michael P. Long, John Howard Smith, Eugene A. Woodard, Geo. T. Mosher, George C. Hall, Walter S. McKey, Wm. H. Arner, Augustus B. Vandemark, Danforth Keyes, John Fuller, Herman V. P. Hart, Wallace Westerman, James W. Helme, Jr., George W. Ayers, John T. Navin, George H. Moore, Joel Carpenter, Thomas J. Hiller, Franklin S. Phillips, Alanson Bennett, William H. Waldby, Artemus J. Dean, Anson Backus, Walter S. Westerman, Tom S. Applegate, Levi R. Pierson, Thomas C. Sawyer, Jacob C. Sawyer, Charles Burridge, Lysander Ormsby, Solomon Brown, Edwin W. Freese, John E. McCollum, Chester J. Randall, Josephus M. Robertson, Adam Dreher, Benj. Cannon, J. Marshall Judson, W. W. Cook, Gamaliel I. Thompson, Fred. S. Vedder, Zacharias Cook, Charles A. Chase, Harvey S. Bowen, Edwin B. Wood, Frederick B. Wood, Andrew Schlieman, Frank W. Clay, Erasmus D. Allen.

## MACKINAC.

Henry Hoffman, Peter W. Howbach, C. York Bennett, Patrick Chambers, Phelix Cadieux, James McNamara, Wm. A. Burt, Louis G. Montieth, George Brown.

## MACOMB.

John L. Starkweather, Laura E. Starkweather, Chas. W. Gates, Adam Bennett, Adelbert T. Sutton, Alexander Grant, John I. Crisman, Thomas J. Shoemaker, Horace H. Spencer, Isaac N. Owen, Dwight N. Lowell, George A. Skinner.

## MANISTEE.

Alpheus G. Smith, George A. Hart.

## MARQUETTE.

James E. Dalliva, John A. Outhwaite, H. E. Pearse, Aubrey E. Garner, Gad A. Smith, Frank Moore, Frederick O. Clark, James M. Wilkinson, Henry O. Young, James M. Dougherty, John L. Adams, Frederick M. Sack-rider, George Wilson, Peter White, Edward E. Weisner, Henry H. Mildren, Allan L. Clark, C. Henry Call, Julian M. Case, Frederick O. Clark, Morgan L. Martin, James E. Sherman, Wm. P. Healy, Albert Hornstein, George W. Hayden, James James, Cornelius Kennedy, Mathew H. Maynard, Alexander Maitland, Egbert J. Mapes, Edward A. Mass, Charles Merryweather, Norman McLeod, Pentecost Mitchell, Franklin S. McKenna, James H. McDonald, Eugene E. Osborn, Calvin Prince, George Pelwere, Frank E. Pearse, Alfred P. Swineford, Edwin Sterne, Edward C. Anthony, Samuel M. Billings, Irving A. Bassett, Richard Blake, John S. Borroughs, Young Campbell, Thomas J. Dundon, John M. Essington, Mahlon A. Gibbs, Hans Gunderson.

## MASON.

Harrison H. Wheeler, Roswell P. Bishop.

## MECOSTA.

La Fora Baker, Wm. T. Bliss, Thomas Lazell, Geo. A. Roff, Andrew Breakey, Alonzo B. Davis, Norman W. Adams.

## MENOMINEE.

Millen Smith, Edward V. Conley, Barney Nadeau, Edwin P. Redford, Salmon P. Saxton, John L. Buell, Charles E. Parent, Richard C. Flannigan,

Thomas Hay, Rudolph H. Wendt, Thomas G. Kearney, James H. Walton, William Pengilly, Augustus A. Blesch, Joseph Flislim, Wm. Sommerville, Hardin P. Bird, John C. Thurston, Fabien Trudell, Henry J. Woessner, William H. Gishon, Herbert M. Pelham, George M. Smith, William H. Phillipp, Henry W. Pasker, John D. Sampson, Elias H. Sisberthal, Henry J. Woessner, Wm. H. Gibson, Herbert M. Pelham, George M. Smith, Henry W. Parker, Elias H. Lieberthal.

## MIDLAND.

William H. Mills, James E. Ketcham.

## MISSAUKEE.

Benjamin C. Bonnell.

## MONROE.

George M. Landon, George L. Little, Mooes Trombley, Henry Palmer.

## MONTCALM.

John J. Decker, Allie B. Lapham, John Lewis, Edward A. Rundell, John Green, George W. Gravelle, Edward H. Jones, David A. Eliot, Wm. E. Hoyt.

## MUSKEGON.

Wm. S. Wood, John Haverkate, Frank Eimer, Orrin Whitney, John B. Smalley, Robert P. Easton, Rasmus Johnson, Gains P. Kingsberry, Cassius M. King, Robert K. Mann, Porter P. Wisner, Daniel Upton, Hugh Rodgers, John D. Vanderwerp, Rollin S. Thompson, James C. McLaughlin, D. S. Root, Daniel G. Crotty, George E. Allen.

## NEWAYGO.

Guy C. Pond, James Barton, Theo. A. Gray.

## OAKLAND.

Charles F. Kimball, Jesse Eeles, Clark Crawford, Daniel McGuire, Oliver H. Lau, O. H. Dunbar, A. B. Coe, John H. Dresser, Joseph B. Grow, Calvin L. Paddock, Benjamin F. Miller, Allen Campbell, Almeron S. Mathews, Jerome Noble, Elmer E. Stanton, Newton Wixom, John Allen Bigelow, William H. Phelps, Henry J. Gerls, Lewis D. Owen, Walter Knox, Lorin M. Ripley, Royal A. Remick, Chauncey F. Newkirk, Peter Dow, Charles B. Boughner, Albert Richardson, Alfred H. Phelps, Wm. H. Phelps, James C. Simonson, Emerson M. Newell, Josephus Smith, Ludovic R. Cole, Wm. W. Russell.

## OCEANA.

Harry J. Melville.

## ONTONAGON.

Michael A. Powers, Louis J. Long Fre.

## OSCEOLA.

Joseph Sayles, David Wolf, Charles H. Rose.

## OTTAWA.

Benjamin F. Curtis, Reuben Randall, Anneus J. Hillebrands, William N. Angel, Henry Bosch, Seth W. Barden, Jacob Baar, Reuben D. Bacon, James

P. Brayton, William H. Curtis, Charles Christmas, James Cilley, Henry W. Cleveland, George S. Clubb, Henry Cliff, Robert W. Duncan, Francis M. Dennis, Isaac Fairbanks, W. A. Fallos, Byron O. Goodrich, Jesse P. R. Hall, F. J. Harrington, Frank Hedges, Wilson Harrington, Sherman Koon, Wm. F. Kelley, Don H. Kedzie, Mary L. Laubach, Arthur Lowell, Isaac Marsilje, Patrick H. McBride, George W. McBride, Albert E. McCulloch, John H. Newcomb, Charles J. Pfoff, John A. Pfaff, Henry D. Post, John O. Post, John A. Roosh, John Roosh, Reuben Randall Theophilus M. Reed, Kommer Schaddeler, Asa P. Stegenga, William Stuart, Dirk Te Roller, Isaac Ver Wey, John Vaupell, Chas. W. Wilar, C. D. V. Wittenberg, Henry D. Weatherwax, J. J. Wiseman, Gardner Avery, Sidney M. Sage, Cornelius Van Loo, Jacob Den Herder.

## SAGINAW.

George P. Butler, Henry James W. T. Dodge, G. Lyman Chapman, Henry R. Darling, James W. Moss, Frank A. Ferguson, Eugene Wilbur, Norton Smith, Richard F. Lindsay, Andrew Fitzgerald, John E. Nolan, W. H. Hart, Kirby Blakely, Fred. Hartman, Jno. H. Mumford, Jas. G. Macpherson, Wm. G. Forest, Wm. H. Zwerk, Frank S. Baker, Theo. S. Hill, Oscar Jewett, Darwin A. Pettibone, Aaron P. Bliss, Willard Shattuck, William Rebeck, Edward A. Kremer, Charles M. Rice, Gurdon Corning, Lucius P. Mason, Stephen V. Haskell, Hosa A. Pratt, W. W. Van Brunt.

## SANILAC.

Patrick R. Noble, Samuel Burges, John P. J. Niggeman, Henry O. Babcock, Fred. E. Burton, Joel W. McMahon.

## SCHOOLCRAFT.

Wilber S. Pechin, John F. Carry.

## SHIAWASSEE.

Nathaniel A. Finch, Newton Baldwin, Janette Wilcox, A. Lee Williams, E. W. Washburn, John Q. A. Cook, Spencer Burhans, E. S. Burnette, Wm. H. Bigelow, L. P. Baily, Isaac Gale, Curtis J. Gale, Nicholas Gulick, F. F. Brewer, S. W. Cooper, P. N. Cook, P. S. Calkins, George W. Detwiler, H. P. Dodge, Wm. A. Fraser, Charles W. Gale, Clark D. Smith, Hanford H. Hawley, W. H. Card, Albert L. Ohandler, Chas. T. Armstrong, Michael Driscoll, Chas. E. Cook, Chauncey B. Hoard, Amos Foster, Andrew Higgins, Arthur E. Steever, John W. Thorn, Lawrence P. Gould, Oliver S. Smith, Anson B. Chipman, Abram M. Young, Byron C. Pierce.

## ST. CLAIR.

Lewis Atkins, Sheldon A. Wood, E. H. Drake, John S. Duffie, Albert McCall, Abner B. Fitch, Oliver A. Ives, Edgar G. Spalding, Wm. R. Soutar, William Jenkinson, Henry Jennie, Joseph Stephenson, F. F. White, Julius Granger, Townsend Lymbuner, Thomas Wellman, Wm. T. Mitchell, Jacob L. Keller, John O. Kunier, Jr., Charles Bailey, Albert Blank, Jakob L. Keller, Henry L. Morley, Nomer Staley, John Smith, George Christie, John A. Van Dorn, Andrew Currie, Thomas J. Milliken.

## ST. JOSEPH.

Frederick W. Kuowlen, George B. Reed, Ambrose J. Benedict, Elmer D.

Smith, Wm. R. Addison, Chas. S. Hasbrouck, Thos. J. Secor, Victor A. Wagner, Jeremiah H. Gardner, Harvey N. Addison, Newton H. Barnard, Loyd B. Hess, James P. Taylor, Samuel Cross, Lewis Manille.

## TUSCOLA.

Samuel C. Armstrong, Wm. H. Harrison, James N. Taylor, Clarence Q. Tappan, Samuel W. Hubbell, Frederick Bourns, Alonzo E. Woodman, Lorenzo D. Haines, Thomas Duncan, Peter P. Dawson.

## VAN BUREN.

Ichabod S. Packard, David D. Wise, Lester A. Tabor, George L. Sever, George W. Lawton, Charles D. Lawton, Harry S. Richards, Samuel P. Wilson, Charles Duncome, Lyman S. Monroe John W. Travis, Wm. D. Lane.

## WASHTENAW.

Ward M. Swift, George W. Trumbull, George H. Rhodes, A. F. Freeman, John A. Palmer, Peter J. Lehman, Wm. W. Whedon, James L. Gilbert, Fenwick J. Vogel, Heman U. Woods, B. J. Conrod, Theodore E. Wood, Alex. D. Crane.

## WAYNE.

Wm. W. Hannan, Allen L. Bours, Wm. T. Gage, Charles G. Larned, Edwin A. Abbott, Frank F. Tyler, Chas. Woodworth, James Hamilton, John G. Hawley, Alex. R. Metcalf, John V. Ruehle, Jr., Andrew McLellan, David Parsons, Frank Bowring, Silas P. Coleman, Henry B. Kanter, Fred. A. Baker, Wm. E. Fenwick, Thos. J. Riley, Morrice L. Williams, Joseph Kuhn, Roswell Harris, Joseph Belanger, Thomas S. Sprague, Henry S. Sprague, Morse Rohnert, John B. Whelan, Florens Kreckler, Adolph Barthel, George Gartner, Wm. C. Noack, Henry Munsch, Robert Hosie, Frank A. Noah, Carlos B. Shotwell, George H. Lothrop, Henry Ohrns, Lewis M. Curtis, George Cox, Byron Green, Harrie Newberry, Harry L. Ratter, Orrin H. Butterfield, Chas. D. Stevens, Chas. F. Burton, John Marshall, E. G. Laffersty, Sam'l Rosenthal, Theodore C. Metz, William May, Charles D. Joslyn, O. E. Angstman, Benjamin Vernor, Jeremiah S. Vernor, Herman R. Vernor, Joseph L. Ayers, Albert Crane, A. H. Fleming, Charles H. Ferguson, James A. Taylor, Charles E. Jenkins, Willis E. Walker, Fred. R. Gartwer, Herbert Bowen, Stewart O. Van De Mart, James W. Mintow, Charles H. Campbell, Henry M. Campbell, Charles W. H. Potter, James S. Heaton, Frederick W. A. Kurth, George C. Scripps, Wm. Aikman, Jr., Wm. K. Anderson, Safford S. Delano, Wm. C. McMillan, Wm. H. Wells, Israel T. Cowles, Frederick Denizer, Jr., Albert S. Whedon, George A. Chase, Herbert M. Norris, Ford Starring, Charles F. Babcock, William Van Miller, John B. Padbery, John Collins, Charles F. Collins, John A. Baxter, Thomas T. Leete, Jr., John B. Corliss, Daniel Sheehan, Ansel B. Grahal, Will. F. Conant, James Grant, Benjamin Wells, Albert M. Henry, Horace H. Rackhan, Arthur F. Albertson, Charles R. Saville, Richard S. Keys, James I. David, Marvin B. Northrop, Lewis W. Hutton, George G. Person, George A. Starkweather, Francis G. Russell, John Higgs, Moses Schott, William C. Webber, Harry C. Tillman, Frank B. Gibson, Richard E. Jamieson, Chris. Niedermueller, Alfred M. Row, Josiah W. Davis, Collins B. Hubbard, John L. Near, Milo A. Boynton, Don M. Dickinson, Henry T. Thurber, George S. Hosmer, John Considine, Charles McDonald,

James H. Garnsey, John F. McKinlay, Richard G. Avery, Peter L. Dorland, Howard Weist, James Webb, Charles W. Hunt, William E. Higginbotham, Mary O. Lapham, Joseph L. Ayers, Augustus C. Stellwagen, Albert Crane, Arthur H. Fleming.

*Lansing, Mich., January 14, 1885.* }  
SENATE CHAMBER.

I hereby certify that the Senate in executive session this day advised and consented to the appointment of the foregoing persons to the office of notary public for their respective counties.

LEWIS M. MILLER,  
*Secretary of the Senate.*

The message was referred to the committee on executive business.

The committee on executive business submitted the following report:

The committee on executive business, to whom was referred the message of the Governor transmitting nominations for the office of notary public, would respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, with the recommendation that the Senate do advise and consent to the nominations, and ask to be discharged from the further consideration of the subject.

CHARLES R. HENRY, *Chairman.*

Report accepted and committee discharged.

Mr. Manwaring moved that the report be adopted;

Which motion prevailed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hubbell,	Mr. Pulver,	
Belknap,	Edwards,	Hueston,	Sherwood,	
Brown,	Francis,	Kempf,	Smith, G. A.,	
Carpenter,	Greiner,	Manwaring,	Smith, S. W.	
Carveth,	Hawley,	Monroe,	Spencer,	
Cline,	Heisterman,	Moon,	Stephenson,	
Curtiss,	Henry,	Pennell,	Woodruff,	
Davenport,	Hertzler,	Phelps,		31

NAYS.

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On motion of Mr. Belknap,

The executive session closed, the time being 4 o'clock P. M.

SENATE CHAMBER,  
*Lansing, January 15, 1885.* }

On motion of Mr. Belknap,

The Senate went into executive session at 11:20 o'clock A. M.

Roll called: a quorum present.

The President announced the following message from the Governor:

## STATE OF MICHIGAN.

EXECUTIVE OFFICE,

*Lansing, January 15, 1885.**To the Senate:*

I hereby nominate Wm. McPherson, Jr., of Livingston county, to the office of Commissioner of Railroads, for the term of two years from and after the first day of January, 1885.

I also nominate Henry S. Raymond, of Bay county, to the office of Commissioner of Insurance for the term of two years from and after the first day of January, 1885.

I also nominate Charles E. Wright, of Marquette county, to the office of Commissioner of Mineral Statistics, for the term of two years from and after January 1, 1885.

I also nominate John Robertson, of Wayne county, to the office of Adjutant General, for the term of two years from and after January 1, 1885.

I also nominate as members of the State Military Board, Henry M. Duffield, of Wayne county, and Charles Y. Osburn, of Marquette county, for the term of two years from and after January 1, 1885.

I also nominate as members of the State Board of Agriculture, Franklin Wells, of St. Joseph county, and Cyrus G. Luce, of Branch county, for the term of six years from and after the third Wednesday in January, 1885.

I also nominate Hiram F. Hatch, of Jackson county, as Warden of the State Prison at Jackson, for the term of two years from and after January 1, 1885.

I also nominate Erwin C. Watkins, of Kent county, as Warden of the State House of Correction at Ionia, for the term of two years from and after January 1, 1885.

I also nominate as member of the State Board of Correction and Charities, George D. Gillespie, of Kent county, for the term of eight years from and after January 1, 1885.

I also nominate as member of the Board of Control of State Public School, Caleb D. Randall, of Branch county, for the term of six years from and after January 1, 1885.

I also nominate as Inspectors of the State Prison at Jackson, Dwight S. Smith, of Jackson county, for the term of six years from and after January 1, 1885, and Wm. Chamberlain, of Berrien county, to fill vacancy.

I also nominate as members of the Board of Managers of the State House of Correction, at Ionia, Abraham H. Piper, of Wayne county, for the term of six years from and after January 1, 1885, and Hampton Rich, of Ionia county, to fill vacancy.

RUSSELL A. ALGER,

*Governor.*

The message was referred to the committee on executive business.

The committee on executive business submitted the following report:

The committee on executive business, to whom was referred the message of the Governor, transmitting nominations for the office of Commissioner of Railroads; for the office of Commissioner of Insurance; for the office of Commissioner of Mineral Statistics; for member of the State Board of Corrections and Charities; for member of the Board of Control of the State Public School; for Inspectors of the State Prison; for members of the Board of Managers of the State House of Correction; for the office of Adjutant General;

for members of the State Military Board; for members of the State Board of Agriculture; for Warden of the State prison at Jackson; and for Warden of the State House of Correction, would respectfully report that they have had the same under consideration and recommend that the Senate do advise and consent to said nominations, and ask to be discharged from the further consideration of the subject.

CHARLES R. HENRY, *Chairman.*

Report accepted and committee discharged.

Pending the adoption of the report,

Mr. Hawley moved that the executive session do now close;

Which motion did not prevail.

Mr. Belknap moved that the report of the committee on executive business be adopted;

Mr. Hawley moved that the further consideration of the nominations be postponed until the next executive session;

Which motion did not prevail.

The motion that the report of the committee be adopted then pending,

Mr. Hawley demanded a division of the question.

So much of the report as recommended that the Senate do advise and consent to the nomination of Wm. McPherson as Commissioner of Railroads was adopted, a majority of all the Senators elect voting therefor by yeas and nays, as follows:

YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hubbell,	Mr. Pulver,	
Belknap,	Edwards,	Hueston,	Sherwood,	
Brown,	Francis,	Kempf,	Smith, G. A.,	
Carpenter,	Greiner,	Manwaring,	Smith, S. W.,	
Carveth,	Hawley,	Monroe,	Spencer,	
Cline,	Heisterman,	Moon,	Stephenson,	
Curtiss,	Henry,	Pennell,	Woodruff,	
Davenport,	Hertzler,	Phelps,		31

NAYS.

0

So much of the report as recommended that the Senate do advise and consent to the nomination of Henry S. Raymond as Commissioner of Insurance was adopted, a majority of all the Senators elect voting therefor by yeas and nays, as follows:

YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hubbell,	Mr. Pulver,	
Belknap,	Edwards,	Hueston,	Sherwood,	
Brown,	Francis,	Kempf,	Smith, G. A.,	
Carpenter,	Greiner,	Manwaring,	Smith, S. W.,	
Carveth,	Hawley,	Monroe,	Spencer,	
Cline,	Heisterman,	Moon,	Stephenson,	
Curtiss,	Henry,	Pennell,	Woodruff,	
Davenport,	Hertzler,	Phelps,		31

NAYS.

0

So much of the report as recommended that the Senate do advise and consent to the nomination of Charles E. Wright as Commissioner of Mineral Statistics was adopted, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:



## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hubbell,	Mr. Pulver,
Belknap,	Edwards,	Hueston,	Sherwood,
Brown,	Francis,	Kempf,	Smith, G. A.,
Carpenter,	Greiner,	Manwaring,	Smith, S. W.,
Carveth,	Hawley,	Monroe,	Spencer,
Cline,	Heisterman,	Moon,	Stephenson,
Curtiss,	Henry,	Pennell,	Woodruff,
Davenport,	Hertzler,	Phelps,	31

## NAYS.

0

So much of the report as recommended that the Senate do advise and consent to the nomination of John Robertson as Adjutant General, was adopted, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hubbell,	Mr. Pulver,
Belknap,	Edwards,	Hueston,	Sherwood,
Brown,	Francis,	Kempf,	Smith, G. A.,
Carpenter,	Greiner,	Manwaring,	Smith, S. W.,
Carveth,	Hawley,	Monroe,	Spencer,
Cline,	Heisterman,	Moon,	Stephenson,
Curtiss,	Henry,	Pennell,	Woodruff,
Davenport,	Hertzler,	Phelps,	31

## NAYS.

0

So much of the report as recommended that the Senate do advise and consent to the nomination of Henry M. Duffield and Charles Y. Osborn as members of the State Military Board, was adopted, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hubbell,	Mr. Pulver,
Belknap,	Edwards,	Hueston,	Sherwood,
Brown,	Francis,	Kempf,	Smith, G. A.,
Carpenter,	Greiner,	Manwaring,	Smith, S. W.,
Carveth,	Hawley,	Monroe,	Spencer,
Cline,	Heisterman,	Moon,	Stephenson,
Curtiss,	Henry,	Pennell,	Woodruff,
Davenport,	Hertzler,	Phelps,	31

## NAYS.

0

So much of the report as recommended that the Senate do advise and consent to the nomination of Franklin Wells and Cyrus G. Luce, as members of the State Board of Agriculture, was adopted, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hubbell,	Mr. Pulver,
Belknap,	Edwards,	Hueston,	Sherwood,
Brown,	Francis,	Kempf,	Smith, G. A.,
Carpenter,	Greiner,	Manwaring,	Smith, S. W.,
Carveth,	Hawley,	Monroe,	Spencer,
Cline,	Heisterman,	Moon,	Stephenson,

Mr. Curtiss, Davenport,	Mr. Henry, Hertzler,	Mr. Pennell, Phelps,	Mr. Woodruff,	
				31
NAYS.				0

Mr. Hawley then withdrew his demand for a division of the question.

Mr. Curtiss moved that the executive session do now close;

Which motion did not prevail.

The report of the committee on executive business as to the other nomination was then adopted, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.			
Mr. Anstin, Belknap, Brown, Carpenter, Carveth, Oline, Curtiss, Davenport,	Mr. Davis, Edwards, Francis, Greiner, Hawley, Heisterman, Henry, Hertzler,	Mr. Hubbell, Hueston, Kempf, Manwaring, Monroe, Moon, Pennell, Phelps,	Mr. Pulver, Sherwood, Smith, G. A., Smith, S. W., Spencer, Stephenson, Woodruff,
			31
NAYS.			

On motion of Mr. Brown,

The executive session closed, the time being 12:55 o'clock P. M.

SENATE CHAMBER,  
*Lansing, January 15, 1885.* }

On motion of Mr. Belknap,

The Senate went into executive session at 4:12 o'clock P. M.

Roll called: a quorum present.

The President announced the following message from the Governor:

STATE OF MICHIGAN, }  
EXECUTIVE OFFICE, }  
*Lansing, January 15, 1885.* }

*To the Senate:*

I hereby nominate James H. Kidd, of Ionia county, to the office of Inspector General, for the term of two years from and after the 1st day of January, 1885.

I also nominate George A. Hart, of Manistee county, to the office of Quartermaster General, for the term of two years from and after January 1, 1885.

RUSSELL A. ALGER,  
Governor.

The message was referred to the committee on executive business.

The committee on executive business submitted the following report:

The committee on executive business, to whom was referred the message of the Governor transmitting nominations for the office of Inspector General and

the office of Quartermaster General, respectfully report that they have had the same under consideration and recommend that the Senate do advise and consent to said nominations, and ask to be discharged from the further consideration of the subject.

CHARLES R. HENRY, *Chairman.*

Report accepted and committee discharged.

Mr. Brown moved that the report of the committee be adopted;

Pending which,

Mr. Shoemaker demanded a division of the question.

Pending the taking of the vote on the adoption of the report,

Mr. Pulver requested to be excused from voting on the nomination for Quartermaster General,

Which request was granted.

So much of the report of the committee as recommended that the Senate do advise and consent to the nomination of James H. Kidd as Inspector General, was then adopted, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hubbell,	Mr. Pulver,
Belknap,	Edwards,	Hueston,	Sherwood,
Brown,	Francis,	Kempf,	Shoemaker,
Carpenter,	Greiner,	Manwaring,	Smith, G. A.,
Carveth,	Hawley,	Monroe,	Smith, S. W.,
Cline,	Heisterman,	Moon,	Spencer,
Curtiss,	Henry,	Pennell,	Stephenson,
Davenport,	Hertzler,	Phelps,	Woodruff, 32

NAYS.

0

So much of the report as recommended that the Senate do advise and consent to the nomination of George A. Hart as Quartermaster General was adopted, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hueston,	Mr. Phelps,
Belknap,	Edwards,	Kempf,	Smith, G. A.,
Brown,	Francis,	Manwaring,	Smith, S. W.,
Carpenter,	Heisterman,	Monroe,	Spencer,
Carveth,	Henry,	Moon,	Stephenson,
Davenport,	Hubbell,	Pennell,	Woodruff, 24

NAYS.

Mr. Cline,	Mr. Greiner,	Mr. Hertzler,	Mr. Shoemaker,
Curtiss,	Hawley,	Sherwood,	7

On motion of Mr. Monroe,

The executive session closed, the time being 4:37 o'clock P. M.

SENATE CHAMBER,  
Lansing, January 22, 1885. }

On motion of Mr. Shoemaker,  
The Senate went into executive session at 3:05 o'clock P. M.  
Roll called; a quorum present.  
The President announced the following message:

STATE OF MICHIGAN,  
EXECUTIVE OFFICE,  
Lansing, January 22, 1885. }

*To the Senate:*

\* I hereby nominate George W. Hill, of Saginaw county, as inspector of salt for the term of two years from and after January 26, 1885.

I also nominate Henry F. Lyster, of Wayne county, and John H. Kellogg, of Calhoun county, as members of the State Board of Health, for the term of six years from and after January 31, 1885.

I also nominate Herschel Whitaker, of Wayne county, as a member of the Board of Fish Commissioners for the term of six years from and after January 1, 1885.

I also nominate Harvey B. Rowson, of Hillsdale county, as a member of the Board of Control of the Reform School (located at Lansing) for the term of six years from and after January 1, 1885.

I also nominate Theodore H. Hinchman, of Wayne county, and Mrs. Eliza S. Stebbins, of Ingham county, as members of the Board of Control of the Industrial Home for Girls (located at Adrian) for the term of six years from and after April 1, 1885.

I also nominate George Hannahs, of Van Buren county, and Chas. T. Mitchel, of Hillsdale county, as trustees of the Michigan Asylum for the Insane (located at Kalamazoo), for the term of six years from and after the second Tuesday in February, 1885.

I also nominate Warren G. Vinton, of Wayne county, and Norman Geddes, of Lenawee county, as members of the Board of Trustees of the Eastern Asylum for the Insane (located at Pontiac), for the term of six years from and after January 1, 1885.

I also nominate Alanson Sheley, of Detroit, Wayne county, and Willet S. Morey, of Flat Rock, Wayne county, as members of the Board of Jury Commissioners, of Wayne county, for the term of six years from and after April 7, 1885.

I also nominate Harriet A. Tenney, of Ingham county, as State Librarian, for the term of two years from and after January 1, 1885.

RUSSELL A. ALGER,  
Governor.

The message was referred to the committee on executive business.

The President also announced the following message:

STATE OF MICHIGAN.  
EXECUTIVE OFFICE,  
Lansing, January 22, 1885. }

*To the Senate:*

I hereby nominate the within named persons as notaries public for their respective counties.

RUSSELL A. ALGER,  
Governor.

## ALLEGAN.

C. J. Poore, Abel H. Brink, Herbert A. Woodruff, George Oliver Jr., Hiram A. DeLano, Archibald D. Parker, Wm. H. Goodman, James Gardner, Leon Chickester, Chas. R. Welkes, Joseph W. Chaddock, Frank A. Haney, Thos. H. Shephard, Henry C. Garrett, John F. Stevens.

## ALPENA.

James Shelly, James Collins, Wm. E. Rogers, Delia Kelley, Robert J. Kelley, James E. Denton, Wm. H. Sanborn, Mark N. Bedford, Frank H. Vroman, Loretto P. Soper, Charles E. Potter, Andrew J. Simmons, Charles B. Greeley, John F. Kelley, Michael Obrion, Grant B. Rutherford, Josiah B. Newton, Victor C. Burnham, James H. Kerr, Charles H. Luce, Conrad Wessel.

## ANTRIM.

Nelson C. Weter.

## ARENAC.

E. B. Morehouse, Farin C. Cummins, M. L. Maxon, Joseph H. Belknap.

## BARAGA.

E. L. Mason, Erl Edgerton, Thomas Hooper, I. B. Smith, George Seaman.

## BARRY.

Frederick Alexander, Philip T. Colgrove, Alonzo D. Cadwallader, Wm. D-Hayes, Eli Nichols, Abner D. Thomas, Castello F. Brooks, Wm. H. Smith James M. Cadwallader, Charles Sliger, Frank C. Boise.

## BAY.

John H. Plum, Jacob H. Little, Frank S. Pratt, Frank D. Pierson, L. F. Rose, Thomas S. Webster, Erastus L. Dunbar, John Savage, Jr., Alfred M. King, Wm. H. Fitzhugh, John W. McMath, Francis M. Camp, William Gallarno, Charles B. McCloy, Thomas A. Delzell, Maitland F. Newkirk, John Mulholland, D. C. Blinn, Wm. O. Lewis, Edwin T. Bennett, Allen G. Plum, Charles Glasser, August Ronech, John W. Cupit, G. H. Francis, Israel C. Thompson, Henry Selleck, Herman Meisel, Wm. E. Magill, Wm. H. Fennell, Winsor Scofield, Ubald Loranger, Martin M. Andrews, Henry Fenton, James A. Beardsley, E. Newkirk, Fred K. Guston, George H. Young, Fred C. Finkenstaedt, David C. Watson.

## BERRIEN.

Henry L. Hess, Owen Churchill, Samuel Bacon, Hosea B. Tirrell, Charles Evans, Wilford M. Hutton, Henry S. Cooper, Lawrence C. Fyfe, Anson Lewis, Roscoe D. Dix, Mary P. Howe, Alexander B. Leedo, Thornton Hall, Marvin H. Nye, Henry Chamberlain, Wm. J. Gilbert, Arnold W. Pierce, Darwin H. Whipple, Benj. F. Pennell, Henry B. Rosenberg, Charles Hart, Henry S. Robinson, Thos. L. Wilkinson, Augustus B. Bisbee, Edwin R. Havens, Thomas C. Bradley.

## BRANCH.

Allen C. Culven, Joseph C. Leonard, George Styles, Judson P. Ethridge, Nathan Peck Collins, H. T. Carpenter, Lester E. Rose, Oliver C. Campbell,

Charles McKenzie, Albert A. Dorrance, James Walworth, Frank L. Skeeles, Edwin Perry, Caleb D. Randall.

## CALHOUN.

Edgar G. Brewer, George Woodruff, George Gattrell, Norris J. Frink, Henry T. Hinman, George H. French, Walter Clark, Charles C. McDermid, James Ferguson, David C. Simons, Leonard H. Stewart, Montford D. Weeks, Charles P. Cook, Clarence S. Joy, George S. Wright, Charles E. Gorham, Nathan H. Briggs, George J. French, Charles E. Lynan, Floyd R. Mechem, Charles Rowe, Samuel B. Nichols, Wm. D. Adams, Cholett C. Beach, Charles S. Andrews.

## CASS.

Charles A. Thompson, Rudolph T. Edwards, George W. Watkins, Abram Cary, Barth W. Schemerhorn.

## CHEBOYGAN.

John C. Calhoun, Jacob Walton.

## CLARE.

Wm. J. Roche, Albert L. Shaver, John C. Rockfellow.

## CLINTON.

Isaac Hewett, Peter Petsch, Samuel F. Pearl, Joseph W. Wolford, J. S. Malcomson, Wm. P. Bolds, Variam C. Botsford, George W. Thomas, Marshall Hand, Henry J. Patterson, E. E. Lee, Jacob T. Choate, David S. French.

## EATON.

Chester M. Ambrose, Warren Ackley, Earl T. Church, Harlow L. Dewey, Edwin N. Ely, James M. Powers, Henry A. Shaw, George W. Squire, John A. Spaulding, Judiah P. Perkins, Charles Foster, Henry E. Green, Charles M. Howell, Albert G. Jewell, Henry Knapp, Asa K. Warren, Dyer F. Webber, Orlando Wheelock, Fred Z. Hamilton, Jacob L. McPeck, Leonard H. Evarts, Charles M. Atkins, Charles H. Rowland, John M. Corbin, Manly C. Dodge, John Evans, John M. C. Smith, Louis O. Smith, Robert W. Shriner, Warren Sherman, Benj. F. Taylor, Frank A. Ford, Wm. J. Hickok, Myron A. Hance, Cornelius S. Jackson, Wells R. Martin, Benj. F. Wells, Elias D. Williams, Henry F. Pennington, Horace S. Maynard, George N. Berry.

## EMMET.

Charles J. Pailthorp, Henry F. Higgins, John G. Hill, Guy M. Harwood, Charles H. Lusk, David C. Page, Isaac D. Toll, Lewis Petoskey, Wilber F. Lawton, Wm. M. Shurtleff, John Swift, James Caskly, Henry Bechtel, Philo N. Ferguson, Wade B. Smith, Andrew J. Blackbird, Philo H. Budlong, James Heanly, Amos M. Deitz, Thomas Quinlan, Clay E. Call, Hiram Parker, John Keep, Wm. L. Curtis, Abner S. Lee, Robert C. Ames, James Bell, Homer Trask, James M. Davis, Albert L. Hathaway, Judson R. Smith, Wm. H. Lee, Wm. Crosby, Wm. R. Bowser, Andrew L. Duel, Isaac C. Brower, Nelson Bennett, Allen C. Wright.

## GENESEE.

John M. Banons, Mathew Davidson, Frank B. Lelend, Calvin C. Bunnell, Arthur C. Andrus, Thos. P. Wood, Edward H. Thompson, Frank Karrer, Albert E. Hurd, John W. Thomas.

## GLADWIN.

Madison C. Scafford.

## GRAND TRAVERSE.

George E. Steele, Lorin Roberts, Clarence O. Titus, Harry C. Davis.

## GRATIOT.

George W. Price, Charles J. Willet, James Paddock, Joseph A. Desermia, Edmond M. Ketcheson, Nathan Church, Dixie G. Hall, Charles H. Howd, Lydia M. Pete, Jesse Pepple, Myra Handy, Senaca Sly, Hiram Haring, James W. Howd, Wm. B. Scattergood, James K. Wright, Kosciusco P. Peet, John G. Scott.

## HILLSDALE.

George C. Willis, Chauncey Knapp, James A. Cole, Cresemus W. Thompson, Harry G. Bailey, Adam H. Fullmer, John G. Mercer, Joseph P. Molby, John H. Armstrong, George A. Janes, Martin Bentley, Lysander G. Stedman, Abner B. Stedic, Jonathan Sherman, John R. Wylle, Myron G. Wood, Christopher H. Wilson.

## HOUGHTON.

Charles D. Hanchette, Mathew Van Orden, Thomas M. Moody, John B. Curtis, Daniel Klochner, James H. Seager, Wm. B. Anderson, Stephen Paul, Joseph F. Hambitzer, Thomas B. Dunston, Michael Finn, Hiram D. Wilson, Thomas D. Neade, Charles A. Stringer, Thomas M. Brady, Rhino Fichtel, John H. Rice, John D. Cudihy.

## HURON.

Neil McDonald, Austin E. Case, Hiram L. Chipman, Wm. T. Bope, C. E. Russell.

## INGHAM.

Wm. L. Brown, John Dunsback, Henry C. Klockslem, Job. T. Campbell, John A. Elder, John W. Dresser, Henry B. Henderson, Mason D. Chatterton, Eliphalet Williams, Thomas R. Cushing, Gordon A. Sayre, Frank E. Lansing, Charles D. Cowles, Charles H. Hall, Hiram W. Rikerd.

## IONIA.

George W. Porter, Nelson F. Rogers, Seymour M. Stebbins, Clarence Cole, Luman H. Colton, Hiram A. Chapman, Theodore S. Newton, Adolph F. Young, Col. James H. Kidd, Thomas F. McGarrey, Lorrin P. Brock, Minnie E. Mitchell, Thomas W. McGarry, George E. Nichols, Allen B. Morse, George Pray, Erastus T. Yeomans, Theron M. Nesbitt, John T. Mathews, John W. Baldwin, John A. Webber, David A. Swain, James V. Mickel, M. L. Weatherwax, Ethel M. Allen, John H. Mitchell, Wm. T. Mitchell, Richard Dye, Stephen V. R. Trowbridge.

## IOSCO.

Charles S. Pierce.

## ISABELLA.

Charles H. Sneidecor, Tunis W. Swart, Wm. O. Dusenbury, John W. Hand, Howard L. Owens, Peter F. Dodds, Samuel J. Jamison, George Waite, Michael Devereant, George A. Dusenbury, Burt Parkhill, Wm. I. Dodds.

## JACKSON.

Spencer C. Drake, Dwight D. Root, E. B. Clarkson, Horatio N. Rowley, Ira Powell, Byron Orary, Benjamin F. Burgess, Percy E. Chapple, Homer C. Fancher, Albert M. Walker, Arthur D. Lathrop, A. E. Hewett, Daniel D. Rowley, Adolphus E. Hewlett, Wm. S. Cobbs, Ernst Jeske, Ralph B. Gould, A. N. Reynolds, Henry A. Wetmore, J. Weston Hutchins, Walker B. Sherman, Timothy B. Halliday, Wm. H. Spratt, Byron A. Snow, Charles A. Blair, Nathan G. King, Henry A. Westmore, Cassius M. Jenks, Alfred E. Bailey, Byron Crary, Addison P. Cook, Wm. M. Campbell, Charles W. Fowler, Walter Ferguson, Aaron T. Gorton, John B. Grandy, Richard H. Halsted, Mary E. McWilliam, John L. Mitchell, Erastus Peck, S. Edward Rogers, Dwight L. Smith, James W. Townsend, Emory J. Wood, Edwin R. Smith, Hawley S. Thomas, Wm. A. Waldron, Benj. F. Burgess, Albert J. Paddock, Charles D. Snow, Hiram C. Hodge, George H. Blair, Sidney B. Rogers, Lewis C. Willard, Wm. H. Marsh, Robert D. Knowles, Wm. H. Curtis, Daniel W. Clark, Hugh T. DuBois, George H. Fay, Daniel A. Ferguson, Wm. K. Gibson, Henry Hiller, Abram H. Kipp, Melville McGee, Alonzo McCain, Francis M. Reasner, John W. Sharp, Edward A. Sumner, Alfred E. Vandercook, Thomas Rhead, Isaac Snyder, Holmes Tabor, Deodatus E. Wright, Joseph I. Day, Thomas J. Conley, James M. Crosby, Amasa M. Pardee, Franklin M. Elleston, Allen Crawford, Walter A. Bennett, Edward L. Cooper, Byron S. Ashley, Wm. R. Brown, Stephen H. Ludlow, Archibald W. McNaughton, Verne S. Pease, Charles H. Bennett, George W. Bertram, Franklin S. Clark, Nathan Shotwell, Charles E. Fay, Cornelius L. Hall, Wellington J. Reynolds, Livingston O. Beebe, Samuel D. Brower, Wm. A. Ernst, Walter J. G. Dean, John Holcroft, Wm. Kinch, Daniel Edmund, Judson C. Lowell, Volney V. B. Mirwin, Allen J. Townley, Moses A. McNaughton, James Gould, Asahel Bryan, John George, Jr., Ray Hewlett, Caleb H. Harris, Elezer Price, John C. Corwin, Wm. P. Heaton, Samuel A. Barnes, Thomas E. Barkworth, Reuben E. Clark, Charles C. Dewey, Wesley Burchard, Edward L. Webster, Wm. H. Wood, Darwin Fitzgerald, Frank E. Palmer, Henry F. Seigfield, Augustus L. Goldsmith, Wm. D. Chapple, James M. Welch.

## KALAMAZOO.

Warren H. Howe, Harmon L. Vanbrauken, Charles R. Sellors, Andrew G. Fuller, Jesse S. McIntosh, James W. Osborn, Thomas L. Howe, Edwin M. Irish, Edgar A. Crane, Henry F. Severens, Phillip D. Miller, Jennie M. Swetland.

## KALKASKA.

Fred L. Sweet, J. A. P. Mason, C. P. Sweet.

## KENT.

Lew D. Stark, Cyrus E. Perkins, John A. Spooner, Samuel E. Andrus, Brutis M. Hoag, Charles F. Sears, Wm. B. Bernard, Nicholas R. Hill, Solomon O. Kingsbury, Adolph B. Mason, Eugene Rowison, Wm. B. Johnson, John T. Holmes, Wright L. Coffinberry, Adelbert E. Worden, Wm. H. Van Leeuwen, Eugene A. Sunderlin, Zerah V. Cheney, Charles W. Blake, Wm. H. Anderson, Nathan H. Gould, James W. Ransom, Samuel S. Chipman, Freeborn F. Bailey, Eben F. Snyder, Charles H. Burlow, James S. Toland, Perrin V. Fox, Henry W. McBerger, Wellington Rasco, Nicholas Hill, Henry Bronwer, John



Platte, Curtis Buck, Edward Taggard, Peter Doran, Cornelius A. Wall, Daniel E. Corbitt, R. Emmet Courtney, Chas. C. Wilmot, George B. Rily, Samuel L. Fuller, Walter H. Hughes, Joseph Würzburg, Edward H. Jones, Chas. H. Carlisle, Oscar B. Barber, Frederick W. Worden, Ezra B. Mead, Nicholas Roth, Edward G. Raymond, Julian M. Wheeler, Henry D. Skinner, Jay D. Naysmith, Henry M. Bührmann, Frank G. Holmes, Charles B. Skillinger, Charles O. Smedley, Luther K. Madison, Byron McNeal, John H. Tatem, Edward Farnham, Edwin H. Rowley, George A. Allen, Arthur Meigs, Wm. R. Foster, Carrie A. Scott, Henry D. Plumb, Henry A. Hydorn, John H. P. Hughart, Levi S. Provin, Chas. A. Hilton, Jacob T. Preston, Aaron Norton, Colbin E. Church, Chas. H. Sanders, Nettie B. Nixon, Freeman Addis, Charles A. Wylie, John Goldsmith, Elliott M. Norton, Chas. J. Pitter.

## KEWEENAW.

William Van Orden, James Robert, Wilder D. Stevens, Emory W. Muenschner, Wm. T. Bailey, B. F. Emmerson, Geo. G. Whitworth, Wm. H. Powers.

## LAPEER.

George W. Williams, Demson E. Hagen, Wm. H. McEntee, George W. Crawplon, Joseph B. Moore, Calvin P. Thomas, Charles Palmer, Frank B. Andrews, Wm. A. Henderson, Henry Spencer, Fred Bullock.

## LEELANAW.

Wm. F. Hannaford, George A. Cutler.

## LENAWEE.

Carlisle A. Shark, George C. Hall, Norman Geddes, Hope Welch, Benjamin L. Baxter, Thomas J. Hiller, G. Peatt Smith, Alonzo Clark, Charles M. Crosswell, Jesse H. Warren, Marshall Reed, Peter S. McKinnon, C. M. Bock, Michel P. Long, James W. Wightman.

## LIVINGSTON.

Miles W. Bullock, George P. Dudley, Newton E. Kirk, Thomas G. Switzer, Edward G. Embler, Joseph Loree, Sidney O. Carpenter, James T. Emen, Louis G. Fasquelle, Harry J. Haven, Rollin H. Person, Frank E. Durfee, Homer N. Beach, Sardis F. Hubbell, John Ryan, Wm. P. Van Winkle, Benj. F. Button, Jephtha C. Carmer, Henry H. Clark, Henry T. Browning, Charles Curtis.

## MACKINAC.

Stanley A. Burt.

## MACOMB.

Christian Schlosser, Ephriam S. Axtell, Wm. R. Bartlett, Arnold Harwood, Orlando N. De Vereaux, Henry S. Evans, Edgar Weeks, Charles Davis, John M. Johnson, Byron J. Phlumerfelt, Marvil J. Brabb.

## MANISTEE.

George F. Hale, T. George Hislop, John P. O. Malley, Peter F. Glassmire, Fannie L. H. Fowler, T. J. Ramsdell, Smith W. Fowler, George A. Dunham, Henry W. Carey, William Went, Jos. V. P. Mukantz, George R. Giesman, Jared E. Bodwell, John W. Sibben, Nicholas Cramer, May A. J. Sweetman, Luther L. Finch, Andrew J. Dovel, C. H. Crane, E. E. Benedict, Charles W.

Perry, Frederick W. Ratzel, Charles A. Ellis, Nelson G. Robinson, Adolphus Magnan, Henry C. Tallman, M. Fay, Jr., Byron M. Cutcheon.

## MARQUETTE.

Edmond S. Rowland, Edwin G. Dingly, James E. Sherman, Egnas B. Raymond, Charles Gallagher, A. E. Sterne, Gad Smith, Francis M. Moore, H. Olin Young, Henry H. Milden, Edward A. Maas, Edward E. Weiser, John P. Outhwaite, S. D. Hollister, Sr., L. A. Fredericks, Julian M. Case, Luther M. Packard, Henry J. Atkinson, John G. Adams, Aubrey D. Garner, Franklin S. McKeuna, Allah L. Clark, James Innes, Vivian Prince, Horace J. Lobdell.

## MASON.

William Foy, George Bearman, Isaiah McCullum, Wallace Reid.

## MECOSTA.

Simon G. Webster, Thomas Shaw, Sr., Nelson Higbee, Daniel W. Stewart, Wilson D. Osborn, John B. Haist, Dan H. Van Antwerp, Alonzo B. Davis, William Hugh, Jr., David C. Fuller, Michael Brown.

## MENOMINEE.

A. C. Cook, James B. Knight.

## MIDLAND.

Benjamin Ball, Floyd L. Post, Elmer E. Cole, Byron Burch, Milton P. Anderson, Roger W. Cleson, Myron J. Gue, James G. Ketchum, Curtis J. Winslow, Charles Williams, Hirah F. Olmsted, Harmon L. Fairchilds, James W. Tenant, Daniel W. Chase, William D. Norton, Perley C. Herald, Sherman Olmsted.

## MISSAUKEE.

Frank W. Waring.

## MONROE.

William Dunbar, George Kirkland, Albert H. King, Daniel C. Howe, Wm. H. Beisel, John Neidemier, John W. Billmeyer, Charles J. Ball, James H. Gage, H. Shaw Noble, George L. Price, Harmon Allen, Jackson H. Pickard, Edward W. Hillow, Phillip S. Navarre, Moses J. Howe, Ira G. Humphrey, August Neidemier, Henry A. Stewart, Albert Bond, John R. Rauch, Ephraim Baldwin, John Davis.

## MONTCALM.

Charles Dorrin, Frank A. Miller, Micajah Douglas, Leonard F. Humphrey, James Gracey, Rolin H. Beal, Fred A. Baldwin, John D. Morton, Amos R. Mather, John T. Delzell, Jacob Weatherwax, Wm. E. Keyes, George Howorth, James E. Newton, Frank L. Fuller, Mortimer E. Crane, Daniel L. Shook, Merrett J. Hall, Delos A. Towler.

## MONTMORENCY.

C. W. Mack.

## MUSKEGON.

Charles W. Redfern, James D. Sturtevant, Dax Luther, Wm. P. Traphagen, Johannes Mulder, George A. Hobler, William Carpenter, David D. Erwin, Thomas B. McNiff, William Foster.

## NEWAYGO.

A. O. White.

## OAKLAND.

Walter Crawford, Solon H. Wilhelm, Wesley E. Bailey, Wm. A. Narrin, Charles P. Grow, Almon D. Webb, Edward D. Howell, Frank H. Carroll, David Gage.

## OCEANA.

Wm. J. Tennant, Jesse M. Tennant, Joseph Stevens.

## OGEMAW.

De Vere Hall, Frank B. Davison, Charles W. Cox, Fred L. Davison, Clarence J. Phelps, Wm. S. O'Donaghey, John W. McCullum, Louis Cumming.

## ONTONAGON.

John G. Parker, Stephen Lerongier, Frank F. Jeffres, Edward Chamberlain, James Hoit, M. A. Powers, Brant L. Beecher.

## OSCEOLA.

George W. Minchur, Frayer Halladay, Lon B. Winsor, George W. Delemarter, Charles B. Loase, Ransoin A. Bennett, Ransoin Cooper, Henry A. Clark, Ben Wolf.

## OSCODA.

Harrison Mack, Hebron Rogers, John L. Kittle, Saml. H. Hagaman.

## OTTAWA.

Edward Reynolds, Wilber C. Scott, Charles K. Esler, Alonzo M. Patterson, Henry Brosch, Charles H. Clark, Henry Boers, E. J. Harrington, Joe! M. Fellows.

## ROSCOMMON.

Albert J. Griffin, Elverton F. Jenks, H. H. Woodruff, Charles S. Russell.

## SAGINAW.

Oizras W. Seymour, Chauncey McCarthy, Timothy E. Tarsney, Clarence L. Davis, Addison T. Brown, Frank S. Peet, George F. Barbarin, James W. Graham, Robert Ure, Alfred B. Clough, George W. Wilson, George W. Merrill, Frank Lawrence, Langley S. Foote, Charles J. Sparks, DeWitt C. Dixon, John Pitts, Henry C. Potter, Jr., Wm. E. Goodman, Marvin B. Wilkinson, Frederick C. Zimmerman, Wm. E. Ramsey, Angus McIntyre, A. William McKee, Gladwin Goodrich, George W. Weadock, Jesse H. Quackenbush, George A. Bunting, William Roeser, Wm. B. Cabbage, Willard Shattuck, James Thompson, Eugene A. Snow, George L. Swindt, Wm. G. Gage, David C. Burrey, Andrew E. Jackson, Byron G. Stark, Gregory Adams, Hamilton Winter, Wm. J. Bartow, Wm. H. Hart, Samuel G. Higgins, Wm. S. Wright, Dan. P. Foote.

## SANILAC.

John Southworth, John Divine, Christopher M. Oldfield, Ellis B. Clark, David Crory, Horatio Pratt, Osborn C. Bell, John J. Kaiting, Thomas L. Ward, James Manard, Wm. Thompson, Jr., Daniel C. Swayze, Pillman A. Wellton.

James Tait, Levi B. Robinson, Wm. Dawson, Jonathan W. Babcock, Joel W. McMahon, Wm. R. Nims, W. L. Doyle, Christopher Murphy, Andrew Gray, Fred S. Viets, Obadiah W. Lewis, Augustus R. Schell, Rudolph Platts, Robert G. Brown, John P. Niggeman, Samuel Burgess, Watson Beach, Isaac B. Wheeler, Daniel Lawson, Jacob I. Deadman, Oscar McKay, Charles H. Maginley, Orson K. Kerr, George A. Parker, Oliver B. Jacobs, Martin Decker, Charles Oorbishley, George Arnot, Andrew McLachlin, Samuel K. Smith, John A. McMahon, Henry O. Babcock, John J. Binks, Warren Winterstein, Hugh McKenzie, Wm. O. Stevenson, John Pace, George McKay, Charles L. Messmore, John M. Brown, Andrew W. O'Keefe, Orrin E. Munn, Thomas A. Barrow, Wm. A. Mills, Andrew J. Lynd, Eugene Law, James P. O'Keefe, George McDonald, John A. Snody, Frank E. Burbank, D. Stuart McClure, Egerton Proctor, Samuel H. Abbott, Henry W. Wilson, Fred J. Benedict, James McArren, Nathaniel S. Brooks.

## SHIAWASSEE.

Isaac Gale, A. B. Clark, George W. Loring, Willard J. Turner, Roll E. Kelsey, Seneca Gale, George Kowell, Austin E. Richards, Jerome W. Turner, Albert R. McBride.

## ST. CLAIR.

George W. Carman, Harry E. Drake, Elston Huffman, L. F. Suvis, Wm. D. Schnoor, Charles D. Thompson, Joel W. Avery, Wm. O'Connon, Fred A. Fish, N. Cawthorne, Frank A. Peavey, Charles K. Dodge, Harvey Sparling, W. W. Harvey, Marcus Young, Daniel Foley, John Drennan, John L. Shepard, John A. McLean, H. C. Sanborn, Wm. Grace, Daniel G. Jones, Robert B. Baird, Carroll S. Fraser, Henry N. Botsford, Lewis Atkins, Edwin T. Solis, Thomas Harrison.

## ST. JOSEPH.

Geo. T. Wolf, Henry L. Anthony, Oscar F. Bean, A. F. Schmidt, Josephine Mosher, Thomas G. Greene, Harvey A. Wing.

## TUSCOLA.

Robert H. Warner, George W. Davis, Edward H. Taylor, E. H. Pinney, Wright H. Spencer, Edward J. Taylor, John A. Hopkins, Nathan M. Richardson, Cemens Martini, Alonzo B. Markham, Edward H. Corcoran, Christopher Callen, Franklin A. Goodell, Horace A. Miller, Quincy G. T. Parker, Edwin G. Fox.

## VAN BUREN.

Jefferson D. Harris, Arvin W. Myers, Hiram S. Robertson, George W. Myers, Paul J. Atkins, Samuel Holmes, Daniel G. Wright, James L. Parker, Levi S. Warren, Marim Fosdick, Charles L. Fitch, Mamie L. Rowland, Wm. E. Rowe, Wm. R. Hawkins, George E. Breck, James E. Durdon, Arthur L. Moulton, Napoleon B. McKinney, Jorris M. Skinner, Kirk W. Noyes, Royal H. Abbott, James L. Parker, James H. Hall, Henry W. McCabe, John B. Potter, E. Parker Hill, Osmer Letson, Ephram P. Harvey, R. M. Buck, Charles E. Heath, William W. Smith, Wm. G. Packard, Frederick O. Shattuck, Theodore W. Rogers, Abram Blew, Wm. H. Tucker, Edward P. Curtiss, Joseph W. Groy, Edward R. Annable, Emory O. Briggs, Henry Burnes, Chas. H. Miller, Rufus C. Nash, Wm. E. Draper, David H. Smith, Hannibal M. Mar-

shall, Oran W. Rowland, George Collett, George D. Boyce, Joel D. Monroe, John H. Rasco, C. S. Adams, Joan McKeys.

## WASHTENAW.

Louis J. Fasquelle, George S. Mason, Frank E. Jones, Frank Joslyn, Caleb M. King, C. F. Hill, Marvin Russell, Barvey Davenport, William G. Doty, James Kearns, Michael Sury, George B. Schwab, Denamore Carmer, C. S. Gregory, Frederick Pictorius, Andrew J. Sawyer, Charles R. Whitman, Adam I. Seyler, Willis L. Watkins, James A. Robinson, J. Willard Babbitt, Amariah P. Freeman, Mell Barnes, Henry Paul, William Hanke, Ezra Jones, William Dell, Martin Thorn, C. Milton Clark, Wm. H. Davenport, Wm. W. Douglas, O. L. Mathews, Haskal Lawaray, Cassius M. Osgood, Eugene Frueauff, Alonzo Olaver, Donald P. McLachlan, John Q. A. Sessions, Joseph H. Vance, George R. Williams, Jeremiah I. Corey, John J. Robinson, Edward P. Allen, Alexander D. Crane, James T. Honey, E. B. Ford.

## WAYNE.

Ormond F. Hunt, Paul Gies, Wm. S. Sheeran, John H. McDonald, Willis G. Clarke, Charles Schwartz, Hoyt Post, Wm. G. Young, Wm. T. Hamilton, Wm. L. Carpenter, Timothy McCarthy, H. Seymour Finney, Henry J. Vaupel, John L. Near, J. P. Reed, Thomas Haines Parkes, John A. Ash, Lewis C. Dodds, Marie B. O. Dogherty, Albert E. Miller, Henry A. Harmon, Benj. F. Ginwey, J. James C. Smith, John H. Bissett, Marshall Strong, Samuel T. Douglass, Adam Schulte, Stephen Martin, August Lemmer, Edward Minock, John F. Brown, Edward I. Stimson, Alonzo Eaton, Wm. S. Thomas, Henry W. Jessop, Frederick W. McQueston, J. H. Thomas, Henry F. Barnard, Albert Stall, James A. Trainor, Freeland Garretson, Edwin Baker, Peter Lewis, Lewis C. Watson, John Haiver, Edward Deacon, Francis E. Kawkins, Frank Blumenthal, Dwight C. Wexford, Cameron Currie, Cyrus Boss, Alfred H. McDermott, William H. Fox, Richard Pulcher, George L. R. Steckel, Luther S. Trowbridge, Frederick J. Barbier, Joseph F. Bowers, Jr., John W. Common, Herbert L. O'Brien, Theodore R. Chase, Joseph T. Patton, Wm. A. Bercry, George H. Hopkins, Sears H. Sawyer, James W. Daly, Julius P. Gilmore, Frederick T. Ranney, George W. Moore, Albert J. Chapman, John H. Plummer, Jasper C. Gates, Elisha A. Fraser, Emil G. Niedomanski, Charles J. Trombly, Herbert Campbell, Andrew J. Linzee, John M. Lee, John L. Hear, Richard Jones, Michael W. O'Brien, Albert F. R. Arndt, Joseph M. Thompson, John J. Tillman, John A. McLennan, John Lewis, E. Van Husan, Frederick W. Hayes, Lewis D. Harbaugh, John M. Swift, Frank E. Coleman, John W. Hall, Tubal C. Owen, Verdine K. Moore, James L. Cummins, Charles K. Latham, Willard M. Lillibridge, Lee P. Watson, Robert Thuner, Walter Saunderson, Thomas Norton, Marcus A. Chase, Wm. S. Sheeran, Sylvester Pray, John C. Cahalan, George H. Maxwell, Frank A. Schulte, J. B. Godenvier, George E. Halliday, Wm. McKinney, Thomas Davis, Robert H. Leadley, Robert W. Chamberlain, Elias Aberle, Schuyler W. Hood, James H. Muir, Martin Boyer, Frank J. Loewen, James P. Cawley, Fred E. Butler, Charles D. Hastings, Theodore C. Sherwood, Clarence Carpenter, Wm. Tait, George D. Mussey, Pius J. C. Clarke, James H. Point, James W. Romeyn, Frank P. Gense, Charles Kaufman, Maurice J. Keating, Jas. McQueen, Jr., Wm. H. Russell, Peter Rush, Henry Plass, John H. Johnson, James E. Dickerson, Eliphaz S. Hibbard.

## WEXFORD.

Eugene F. Sawyer, Henry Knowlton, Milton F. White, George A. Cummer, James R. Bishop, Henry C. McFarlan, Thomas S. Hale.

SENATE CHAMBER,  
Lansing, Mich., January 22, 1885. }

I hereby certify that the Senate in executive session did this day advise and consent to the within nominations.

LEWIS M. MILLER,  
*Secretary of the Senate.*

The message was referred to the committee on executive business.

The committee on executive business submitted the following report:

The committee on executive business, to whom was referred the message of the Governor, transmitting nominations for the offices of Inspector of Salt, members of the State Board of Health, member of the Board of Fish Commissioners, member of the Board of Control of the Reform School, members of the Board of Control of the Industrial Home for Girls, trustees of the Michigan Asylum for the Insane, members of the Board of Trustees of the Eastern Asylum for the Insane, members of the Board of Jury Commissioners of Wayne county, and State Librarian, respectfully report that they have had the same under consideration and recommend that the Senate do advise and consent to said nominations, and ask to be discharged from the further consideration of the subject.

CHARLES R. HENRY, *Chairman.*

Report accepted and committee discharged.

The question being on the adoption of the report,

The same was adopted, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hubbell,	Mr. Sherwood,
Belknap,	Edwards,	Hueston,	Shoemaker,
Brown,	Francis,	Kempf,	Smith, G. A.,
Carpenter,	Greiner,	Manwaring,	Smith, S. W.,
Carveth,	Hawley,	Monroe,	Spencer,
Cline,	Heisterman,	Moon,	Stephenson,
Curtiss,	Henry,	Pennell,	Woodruff,
Davenport,	Hertzler,	Pulver,	31

## NAYS.

0

The committee on executive business also submitted the following report:

The committee on executive business, to whom was referred the message of the Governor transmitting nominations for the office of notary public, respectfully report that they have had the same under consideration and recommend that the Senate do advise and consent to said nominations, and ask to be discharged from the further consideration of the subject.

CHARLES R. HENRY, *Chairman.*

Report accepted and committee discharged.

The question being on the adoption of the report,

The same was adopted, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hubbell,	Mr. Sherwood,	
Belknap,	Edwards,	Hueston,	Shoemaker,	
Brown,	Francis,	Kempf,	Smith, G. A.,	
Carpenter,	Greiner,	Manwaring,	Smith, S. W.,	
Carveth,	Hawley,	Monroe,	Spencer,	
Oline,	Heisterman,	Moon,	Stephenson,	
Curtiss,	Henry,	Pennell,	Woodruff,	
Davenport,	Hertzler,	Pulver,		31

## NAYS.

0

On motion of Mr. Manwaring,

The executive session closed, the time being 3:37 o'clock P. M.

SENATE CHAMBER,  
*Lansing, January 29, 1885.*

On motion of Mr. Henry,

The Senate went into executive session, at 4:23 o'clock P. M.

Roll called: a quorum present.

The President announced the following message:

STATE OF MICHIGAN.  
EXECUTIVE OFFICE,  
*Lansing, January 29, 1885.*

*To the Senate:*

I hereby nominate the within named persons as notaries public for their respective counties.

RUSSELL A. ALGER,  
*Governor.*

## ALLEGAN.

Wilson O. Edsell, Nathaniel W. Lewis.

## ALPENA.

Andrew W. Comstock, Thomas White, Arthur Pack.

## ANTRIM.

Hiram B. Hudson, Wm. H. McCartney, Clayton L. Bailey.

## BARRY.

Amos C. Towne, Julia J. Powers, Benjamin F. Gaskill, John Bessmer, Philip T. Colgrove, Walter S. Powers, Philip W. Niskern, Wm. H. Holbrook.

## BAY.

Robbins B. Taylor, Winsor Scofield, Frank A. Hewitt, Henry Woods, Wm. H. Brown, Edgar M. Sharp, Daniel H. Fitzhugh.

## BENZIE.

Lot Nevins, Henry Woodward, Hettie B. Anderson, Charles Burmeister, Clarence S. Linkletter.

## BERRIEN.

Benton Sterns, Luther H. Beeson, Samuel Bacon, Charles A. Wittie, Wm. Williams.

## BRANCH.

D. D. Waggott, Henry C. Loveridge, Henry H. Barlow.

## CALHOUN.

Harry J. Hyde, James A. Miner, Lynn Pratt, John Robinson, Brazilla Ellis, Carleton P. Grandine, William J. McGee, Charles I. Clapp, Sidney W. Fitzgerald, Lewis B. Tompkins, Edward P. Keep, Harvey Randall, Loyal C. Kellogg, Charlie Stewart, George W. Mechem.

## CASS.

Spafford Tryon, C. W. Thorp, Charles E. Sweet.

## CHIPPEWA.

Thomas D. Watson.

## CLARE.

Sidney Frarey.

## CLINTON.

S. B. Dabbell, George W. Kinney, Samuel M. Post, Daniel Turner, Adelbert J. Moss, Anthony Cook, Charles Farmer, Charles H. Parmer, Sylvanus Bachelder, Richard B. Caruss.

## CRAWFORD.

John O. Hadley, John C. Hanson, Adelbert Taylor, J. Maurice Finn.

## EATON.

Charles S. Cobb, Orlando Wheelock, Wm. F. Stirling, Allen C. Dutton.

## GENESEE.

George W. Willmot, Otis E. Snyder, James C. Wilson, Russell C. Johnson.

## GLADWIN.

Sherman S. Townsend, Wm. E. Barber, Charles W. Myres, Christopher C. Foutch, Wilbur W. Steele, Jesse F. Struble, Clarence H. Pierson, Eugene Foster, William Berry.

## GRAND TRAVERSE.

Robert Smith, T. A. Ely.

## GRATIOT.

Alfred K. Smith, Samuel J. Scott, John D. Snyder, Archibald B. Darragh, Robert Smith, T. A. Ely, Wm. A. Macomber, Arthur L. Buchanan, Zealous Sperry.

## HILLSDALE.

Orin O'Harrow.

## HURON.

Richard Winsor, Jr., Joseph Cowlowski, James Adams, Robert Winterbottom, John Ryan, Ira Haywood, Wm. F. Morgan, Robert Adams, Arthur Slick, Geo. W. Carpenter, Chas. F. Leipprandt, John Leipprandt.



## INGHAM.

Henry Humphrey, George F. Day, S. E. Jeffris, Wm. B. Watson, Emma E. Porter, Andrew J. Miller, Samuel H. Row, John B. Park, Warren S. Abels, Sanford Bennett, Nelson Bradley, John I. Carpenter.

## IONIA.

Royal A. Hawley, Erastus B. Stanton, Gertrude E. Morehouse.

## IOSCO.

Wm. H. Simpson, Charles V. Hicks, John C. Graw, James Perry, Edward F. Loud, Robert Hovenden, Cornelius Deitz, O. E. M. Cutcheon, Myron E. Horr, George A. Prescott.

## ISABELLA.

T. E. Hibbard, E. S. Brown, Frank A. Sweeney, S. C. Brown, Michael Murtha.

## JACKSON.

Spencer C. Drake, Edward D. Redmond, Isaac Snyder, Howard E. Perrin, Benjamin F. LaRue, Fred T. Westren, S. Edwin St. John, Thomas Courtney, Samuel D. Humphrey, John W. Pachen, Mark S. Wolcott, Wm. M. Campbell.

## KALAMAZOO.

Abram L. Griffen, Edward M. Merritt, Garrett Van Arsdale, Frank P. Muhlenburg, Charles E. Smith, R. F. Grover, Robert Baker, Henry E. Storms, John L. Sweezey, Richard A. Sykes, Henry E. Hoyt.

## KALKASKA.

Josiah C. Gray, Arthur A. Bleazby, Burton S. Howe, Ernest S. Ellis, James Greacen, A. A. Abbott.

## KENT.

Joseph Bucher, Lyman T. Kinney, Wm. H. Prescott, Ben. E. West, John O. Northrop, Belle M. Tobey, J. Gibbs Hann, Wm. E. Cox, Niram A. Fletcher, Myron Hester, Adrian R. Karreman, Marcus H. McCoy, Chas. E. Hagadone, Thomas F. Walker, Wm. A. Chandler, John S. Clements.

## LAKE.

John Baker.

## LAPEER.

Chas B. Ferguson, Edwin W. Gilbert, J. Rollin Johnson, Chester G. White, Everett W. Torrey, Henry K. White.

## LENAWEE.

Joseph H. Blain, John C. Palmer, G. Platt Smith, James Blair, John Zeigle, Nathan Manly, Norman B. Sebring, Wm. T. B. Schermerhorn, Jr., Rollin Robinson.

## LIVINGSTON.

J. C. Dickinson, George W. Fitch, John A. Browning, Newton T. Kirk, Frank O. Burt, Jay Carson, George W. Axtell, Luke S. Montague, Benjamin F. Bacheler, Walter D. Whalen, Ella Briggs, Joseph T. Titus, Homer Beach, Isaac Stow, Wm. Ball, B. Howard Lawson, George W. Crofoot, Charles E.

Beurman, Neal O. Hern, Louis C. Miller, Wm. N. Beach, Albert Dodge, Dennis Shields, Wm. R. Miller.

## MANISTEE.

W. B. McPherson.

## MASON.

Peter Eastman, B. B. Gibson, Mark D. Seeley.

## MECOSTA.

Simon G. Webster, Thomas Shaw, Sr., Frank Damon, George W. Reed, A. R. Streeter, Durelle F. Glidden, Orange M. Clark, John B. Upton, John H. Palmer, F. E. Stevens, A. S. Johnston, Edwin J. Marsh.

## MENOMINEE.

Joseph Fleshiem, Wm. A. Pengilly, Edwin P. Radford, August C. Cook, Harlan P. Bird, Charles Heimerdinger, Henry A. Packer, Fabian J. Trudell, William H. Phillips, Mellen Smith, G. A. Blesch.

## MONROE.

A. F. Winney, John Keil, Andrew J. Keeney.

## MONTCALM.

Wm. W. Brown, Henry M. Caukin, Nelson W. Cook, Ed. E. Smith, Rasmus Nielsen.

## MUSKEGON.

Charles H. Cook, Henry H. Terwilliger, Loftus N. Keating, George E. Gillam, Cassius D. Dowling, John H. Chapman, Eliza F. Mees.

## NEWAYGO.

George P. Root, Wm. Tiffany, Minnie Martin, Edward A. Grosvenor.

## OAKLAND.

A. J. Culver, George H. Mitchell, Alexander L. Means, Thomas J. Davis, Sylvester Cole, Albert Richardson, Christian Z. Horton, Jeremiah C. Nilson, Wm. F. Vanderburg, Charles M. Fay, Lucius D. Lovewell, Almeron Whitehead, Alanson Partridge, Daniel L. Davis, Harvey B. Herrick, Jerome W. Robbins, Egbert J. Kelly, Arthur F. Newberry, Arthur E. Collins, John J. Bline, LeRoy N. Brown, O. W. Hewitt.

## OCEANA.

Clark N. Young, Charles W. Powers, Wm. T. Covel, James Gibbs, Edgar D. Richmond, Rees T. Moris, Daniel W. Crosby, Ezekiel J. Shirts, Benjamin F. Archer, Jarius M. Loudon, Theron S. Gurney, Henry P. Hawley, Jason Carpenter, Charles W. Leavitt, Nelse Nelson, Louis M. Hortwick, John D. S. Hanson, James K. Flood, Jared H. Gay, Jacob Williamson, Addison Huston, Charles W. Powers, Oscar S. Rowland, Orlando D. Hawley, John Thompson, John Rolland.

## OGEMAW.

S. V. Thomas, Thomas W. Ballantine.

## ONTONAGAN.

Daniel Beaser.

## OSCEOLA.

Arthur B. Slosson, Daniel M. Bloss, Wellington Welch.

## OTSEGO.

Emory A. Fuller, Andrew J. Taylor, John G. Berry.

## OTTAWA.

Edwin Thayer, Levi Husband.

## PRESQUE ISLE.

Andrew E. Banks, Wm. E. Bennett.

## SAGINAW.

Charles A. Wood, E. J. Demorest, Wm. R. Kendrick, Charles T. Beatty, Wm. A. Clark, Aaron P. Bliss, Cyrus A. Tubbs, Charles M. Caplin, Eugene H. Hillyer, Walter B. Mickle, James N. Smith, Ferdinand Brucker, Thomas F. Ray, Joel Canfield, Chas. E. Miller, Hezekiah Miller, John O'Gorman, Eugene M. Joslin, John A. Gibson, Otto Roeser, W. Fred McBain, Albert R. Andress, Augustus Schupp, Victor B. Rotiers, Horatio A. Barker, John Ure, John J. Rupp, Daniel W. Post, George L. Swindt, D. Dudley Johnson.

## SCHOOLCRAFT.

D. W. Thompson, Ezekiel Ackley, John Castello.

## ST. CLAIR.

John A. McLaine, Jared Kibbee, Edward Vincent, John W. Lamon, Augus G. Mackay, Walter T. Busby, Thomas Murphy, James A. Menzies, P. H. Phillips, Edgar White, F. Charles Eichorn, John L. Black, Frank T. Wolcott, Horace Baker, Albert E. Stevenson, Justin L. Paldi.

## ST. JOSEPH.

L. H. Anthony, A. F. Schmidt, C. W. W. Clarke.

## TUSCOLA.

Benjamin A. Word, Joseph Sproule, Wm. C. Buchanan, Edwin A. Brown, David E. Dozer, Lafayette A. Dewitt, Augustus N. Fisher, Henry S. Hadsall, Charles T. Jarvis, Alonzo B. Markham, Wm. McKay, Samuel B. Perkins, Wm. L. Rogers, John L. Richardson, John Staley, Jr., David G. Slafter, Edward H. Taylor, Wm. N. West, John Jacobs, Edwin C. Atbertson, Daniel N. Blocher, Robert S. Brown, George M. Davis, Edwin G. Fox, Franklin A. Goodell, Nathan Jarvis, Charles Montague, F. H. Osborne, E. H. Pinney, Thomas M. Rutherford, Dana B. Richardson, Will F. Street, Lester M. Sherwood, James M. Torrey, Noble E. York.

## VAN BUREN.

Edward F. Parks, Charles L. Fitch, Lincoln H. Titus, Fitz E. Stevens, Anna E. Pattie, Edward Arnold.

## WASHTENAW.

Henry J. Mann, Edward P. Allen.

## WAYNE.

Adam Simpson, John A. Wilkei, Robert M. Frost, David Wallace, Harry Musgrave, Oliver M. Leonard, J. Huff Jones, Henry W. Jessop, Joseph Schneider, Heman F. Frede, Nathaniel F. Johnson, Adam E. Bloom, Edward C. Walker, Wm. J. Gray, Charles T. Wilkins, John D. Smith, Willard E. Warner, J. W. Hall, Harry F. Chipman, Henry A. Schulte, Sidney Forbes, Oscar M. Springer, Fred Irland, Max Waltzke, Wm. S. Sheeran, Wm. D.

Mackintosh, Wm. L. Hulbert, D. Bethune Duffield, Bethune Duffield, James H. Connor, Adam Schulte, Wm. Foxen, Louis K. Travis, Charles H. Fisk, Wm. G. Young, Heman Freedman, George Gagel, James B. Nichols, Reuben H. Van Winkle, Bryant Walker, Henry A. Mandel, Levi T. Griffin, J. Charles Berry, John C. Lapham, Smith W. Wooley, Pascal Palmieri, Edward C. Van Husan, George C. Lawrence, Felix A. Lenkie, Carlos B. Shotwell, George Dunlap, George C. McKinlock, Ephraim K. Roberts, John Van Damine, George W. Stringer, Ernest D. Hutton, Martin Selak, Adolph Sloman, John E. Sullivan, Mark E. Irving, Wm. W. Johnson, John A. Bommhardt, James K. McConnell, Pius J. Clark, Wellington Ellis, Albert W. Bradford, Samuel W. Burroughs, Frederick C. Deinzer, Jr.

WEXFORD.

Charles W. Higgins, Willon F. White.

SENATE CHAMBER,  
*Lansing, Mich., January 29, 1885.* }

I hereby certify that the Senate, in executive session, did advise and consent to the within nominations.

LEWIS M. MILLER,  
*Secretary of the Senate.*

The message was referred to the committee on executive business.

The committee on executive business submitted the following report:

The committee on executive business, to whom was referred the message of the Governor transmitting nominations for the office of notary public, would respectfully report that they have had the same under consideration and recommend that the Senate do advise and consent to said nominations, and ask to be discharged from the further consideration of the subject.

CHARLES R. HENRY, *Chairman.*

Report accepted and committee discharged.

The question being on the adoption of the report,

The same was adopted, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hueston,	Mr. Sherwood,
Belknap,	Edwards,	Manwaring,	Shoemaker,
Brown,	Greiner,	Monroe,	Smith, G. A.,
Carpenter,	Hawley,	Moon,	Smith, S. W.,
Carveth,	Heisterman,	Pennell,	Spencer,
Cline,	Henry,	Phelps,	Stephenson,
Curtiss,	Hubbell,	Pulver,	Woodruff,
Davenport,			

NAYS.

29  
0

On motion of Mr. Greiner,

The executive session closed, the time being 4:50 P. M.

SENATE CHAMBER,  
*Lansing, Mich., February 11, 1885.* }

On motion of Mr. Belknap,

The Senate went into executive session at 5:10 o'clock P. M.

Roll called; a quorum present.

The President announced the following message:

STATE OF MICHIGAN, }  
 EXECUTIVE OFFICE, }  
*Lansing, February 11, 1885.* }

*To the Senate:*

I hereby nominate the within named persons as notaries public for their respective counties.

RUSSELL A. ALGER, *Governor.*

ALCONA.

John H. Kilmaster.

ALLEGAN.

Hein Lankheet, Joseph Thrall, Phillip Padgham, Lynds A. Spencer.

ALPENA.

Frank W. Fletcher, Robert J. Crable, Samuel H. Pangborn, Henry S. Seage, Charles D'Aigle, George Stubbs, Arthur Pack, Ambrose Townsend, John N. Kelley, C. E. Williams, George P. Huntington, James A. McDonald.

ANTRIM.

Clark S. Edwards.

ARENAC.

F. L. Channell.

BARAGA.

John Campbell, George E. C. Seaman, Oscar J. Foot.

BARRY.

Philip W. Niskern.

BAY.

James B. Corwin, Charles Fitzhugh, Jr., Edgar A. Cooley, Frank L. Culver, Stephen P. Flynn, George F. Hood, Samuel L. Brigham, John E. Simonson, Morris L. Courtwright, Lucius W. Chapman, Herschel H. Hatch, Frederick E. Browne, Archie McMillan, Nelson R. Gilbert, Mendel J. Bailey, Frederick P. Browne, Hezekiah U. Gillett, John C. Weadock.

BERRIEN.

Daniel T. Feather, Jacob J. Van Riper, Lewis H. Beeson, Timothy Smith, James Baley, Benton R. Stearns, Charles A. Wittee, Wm. K. Sawyer, Harvey D. Rough, Thomas O'Hara.

## BRANCH.

Aaron J. Buffham, James R. Dickey, William H. Compton, George Starr, David B. Dennis, George W. Bowker, James E. Perry.

## CALHOUN.

Andrew J. Sutherland, Carleton P. Grandine, Homer A. Latta, James N. Robinson.

## CASS.

William R. Rhinehart, John Wooster.

## CHARLEVOIX.

George H. Van Pelt, R. Rem. Glenn, Fred E. Miller, Oren Miller, Theodore J. Hill, Isaac Stauffer, Alfred P. Heasley, Philip A. Badour, Joseph M. Clark, Jacob L. Reigle, Harvey C. Milly.

## CHEBOYGAN.

Norman W. Lyons, Herbert G. Graves, Merritt Chandler, John C. Calhoun, Albert J. Paddock, Henry W. McArthur, Ephraim Smith, Wm. H. Watkins.

## CHIPPEWA.

Charles R. Stuart.

## CLARE.

William W. Green, Frederick M. Hinds, John H. Canfield.

## CLINTON.

Jay Sessions, Isaac Hewett, James D. Estes, E. E. Levan, E. P. Partlow, Roe G. Van Dusen, Edward C. Keene, Myron S. Moss, Ezekiel DeCamp, Levi Partlow, George R. Doty.

## CRAWFORD.

David Kneeland.

## EATON.

Michael Kenney.

## EMMET.

Hiram O. Rose.

## GENESEE.

John Donelson, Wallace R. Colwell, Arthur C. Andrus, Frank A. Niles, James A. Button, Calvin Bunnell, George F. Brown, James R. Laing, Dan. H. Church, William E. Short, James B. Moshier, Alanson Niles, H. H. Chatters, Ira T. Sayer, A. B. Hurd, C. L. Turner, Guilford E. Hough, Wm. O. Rogers.

## GLADWIN.

Madison C. Scrafford, Peter H. Moore.

## GRAND TRAVERSE.

George H. Wightman, Albert H. Brown, Dennis R. Thralls, William F. Harsha, Alexander G. Edwards, James J. McConkie, Edward T. Woodruff, Z. O. Fairbanks.

## GRATIOT.

Townsend A. Ely, Gerrit S. Ward, Sidney S. Hastings, John H. Campbell, Jonathan B. Willoughby, Samuel Bigelow, Hamlin J. Ward, George L. Wells, Charles W. Tann, Gideon S. Case, George W. Brown, Ebenezer W. Kellogg.

## HILLSDALE.

George W. Elmore, George D. Harding, William L. Wolcott.

## HURON.

Henry Hellms, George H. Gregory, Olin Pengra, Charles McMullan, James H. Hall.

## INGHAM.

James C. Adams, Edward O. Kelley, Leland H. Brigge, Jackson P. Bond, Alfred W. Blakeslee, Julius W. Chapin, John C. Cannon, Arthur F. Davis, George Fowler, Alonzo B. Haynes, Abram Hayner, Frank H. Fitch, Menzo Conklin, Elmer Shotwell, Frank Cross, Myron J. Pollok, Ira C. Williams, J. B. Hull, Henry E. Jeffres, Samuel L. Kilbourne, Sylvester M. Miller, R. A. Montgomery, James D. Phelps, Frank E. Robson, William L. Smith, James M. Turner, John A. Sly, Claude C. Walker, Michael H. Bowerman, L. A. Baker, Jacob Cornell, Russell A. Clark, Ransom Everett, H. S. Fuller, Wm. H. Haze, H. L. Henderson, Benj. R. Paxson, William S. O'Brien, John H. Sayers, John W. Gifford, Charlie C. Casterlin, Willis H. Horton, Lucius H. Ives, Lucius D. Johnson, J. H. Moores, Orvill F. Miller, William C. Nichols, Alfred Parker, Garry C. Reynolds, J. Edgar St. John, Elias J. Smith, John W. Taylor, Verner J. Teft, Henry W. Walker, George W. Wilson, William H. Howlett, Isaac H. Vandercook, Asa E. Williams, Bertrand D. York, Judson S. Sweezy.

## IONIA.

Lorren P. Brock, Gertrude E. Morehouse, Wilmer Bishop Albert K. Roof, V. Albert Phister, Samuel D. Pierson, A. A. Garlock, Joseph W. Peake, Charles A. Cornell, Martin L. Weatherwax, William B. Thomas, Edward B. Stanton.

## IOSCO.

Samuel A. Ammock, Edmund S. McCain, E. V. Esmond.

## ISABELLA.

Cornelius Bennett, Jas. H. Seeley, Solon D. Coon, Daniel E. Lyon, Roderick E. McDonald.

## JACKSON.

Peter M. Etchel, Thomas Western, George B. Swartz, Mark T. Bussey, Francis G. Fifield, John Delamater.

## KALAMAZOO.

James H. Bostwick, Wm. B. Merriman, Edwin J. Phelps, Charles M. Squires, George C. Winslow.

## KENT.

George B. Daniels, Eugene Carpenter, Francis King, Anton A. F. Lanzing, William E. Grove, Estelle H. Provill, Charles Butterick, Jr., Clinton D. Shoe-

maker, W. Millard Palmer, Cora J. Tinsley, Charles J. Potter, Charles H. Saunders, Frank W. Hunter, Alfred E. McCordic, Charles E. Hebard, Robert W. Graham, Herman S. Bailey, Joseph F. Hobbs, George R. Allen, Henry B. Fairchild, Martin L. Whitney, Chauncey Guest, Adolphus L. Skinner, Luther K. Madison, Charles A. Greene.

## LAKE.

John Giberson, William Harris, Orlando F. Phillips, Charles K. Radcliffe, J. J. Tanner, Susie Giberson, Ralph H. Hollister.

## LAPEER.

John L. Preston, James H. Bidwell, Sidney W. Walton, Charles F. Gates, Phillip J. Wilson, Irving Westan, Thomas C. Taylor.

## LEE LANAW.

Frank C. Weyant.

## LENAWEE.

Thomas H. Mosher, Gideon D. Perry, Carlisle A. Sharp, M. T. McCormick, Charles B. Bothum, Harvey I. Baldwin, Alexander Robertson, James W. Robinson, Almond L. Bliss, Harry E. Hubbard.

## LIVINGSTON.

Albert Dodge, Frank P. Archer, Sidney C. H. Carpenter, Charles E. Beurmann, James Markey, B. Howard Lawson, Lyman V. D. Cook, Jay Corson.

## MACOMB.

Paul Lefevre, Arnold Harwood, Nicholas Berger, Josiah T. Robinson, Edward S. Snover, Charles E. Smith, Edward Yeats, Samuel East, Orin Granger, Moses C. Hunt, Burton Nye, Alfred D. Rice, Fred C. Buzzell, Isaac C. Cross, Joseph G. Carman, Calvin Davis, Sherman S. Eaton, George O. Woodward, Oscar S. Burgess, James B. Eldredge, John Kaltz, George E. Adair, Mathias Stolz, Gustavus Schuchard, James Beardon, Silas B. Spier, George H. Stewart, Christian H. Schewer, John F. Weiss, Noah W. Gray, Andrew Greneir, A. Martin Keeler, Benjamin C. Preston, Robert A. Barton, Albert C. Burt, Oliver Chapaton, Wm. M. Dove, Milo Davis, Watson W. Lyons.

## MARQUETTE.

John V. Adams, Truman W. Durham, U. S. Bundy.

## MASON.

William Foy.

## MECOSTA.

Harry I. Orwig, Solomon F. Frye, Erastus Fisher, Samuel A. Stambaugh, Elijah F. Dewey, Newton W. Bush, Homer M. Trussell, Henry F. Burtch, W. S. Tucker.

## MIDLAND.

Harding Mills, Benjamin B. Ball, John S. Grace.

## MISSAUKKEE.

Gerrit Herweyer.



## MONROE.

Thomas D. Adams, B. M. Witcox, Talcot E. Wing, Silas P. Butler, Chas. F. Streeter, John F. Gilday, Jerome Allen, Charles F. Gruner, Joseph D. Ronan, George C. Loranger, Richard F. Lamb, Hiram Wakeley.

## MONTCALM.

S. Perry Youngs, Edwin R. Powell, Harvey W. Rice, Norris J. Brown, Orville F. Mason, Henry Hill, Norris O. Griswold, Jeremiah J. Herrick, Dan Youngs, George Steere, Frank A. Lyon, Nelson W. Crook, Van S. Reynolds, Delos A. Towle.

## MUSKEGON.

Arthur Jones, Wm. A. Stebbins.

## NEWAYGO.

Samuel W. Peterson, E. C. Groesbeck.

## OAKLAND.

Homer H. Colvin, Joseph E. Sawyer, Henry C. Linaberg, Mark Walter, Thomas J. Davis, James A. Jacokes, E. D. Bussey, Thomas L. Patterson, Christian Z. Horton, Arthur R. Tripps.

## OCEANA.

Louis M. Hartwick, Ebenezer B. Clark, William A. Rounds.

## OGEMAW.

William Bentley, James E. Horton, William I. Peck, James F. Gregg, Wm. L. Bond.

## OSCEOLA.

George W. Averill, Jesse T. Minchin, Mark Ardis, Arthur B. Slosson, Melville Stone, Wm. A. Lewis, Allen Campbell.

## OSCODA.

Maynard Butts.

## PRESQUE ISLE.

Paul Cornevin.

## ROSCOMMON.

Eugene W. Gray, John L. Smyth, Herbert H. Woodruff, John Mason, Frank Converse, Clement W. Stone.

## SAGINAW.

George Schmidt, Arthur Barnard, Levi H. Goodwin, DeWitt C. Gage, Wyman L. Paxson, Martin F. Shick, Henry C. Packard, Ozias W. Seymour, Joel Canfield, Navins Wellington, George B. Beagen, John Zimmerman, Fred P. Brewer, Benjamin Geere, William S. Conklin, Michael C. Rupp, Willard W. Knight, John H. Howry, Fred Wellington, Isaac Delano, Samuel Axford, Arthur F. Lewis, Wm. E. Crane, Melvin O. Robinson, Wm. H. Sweet, Allen R. Brown, John W. Messner, Wm. H. Rathburne, Henry Turner, Laura A. W. LeValley, Glenaloe I. Goodrich, James W. Clark, George Orabbe, James H. Conklin, Charles G. Fowler, George S. Lockwood, Edward S. Pease, Arthur H. Swarthout, Alonzo T. Ward.

## SANILAC.

James G. Gordon, Horatio Pratt, John P. Niggeman, Jr., George P. Hall, John A. Vannest, Freeman A. Keyes, Freeman A. Kyes, Ellis B. Clark, John Divine, James G. Gorden, Jesse F. Holden, Edward W. Beckett.

## SCHOOLCRAFT.

Martin H. Quick.

## SHIAWASSEE.

Carrolton K. Runnells, A. A. Harper, F. E. Welch, Albert T. Nichols, H. H. Pulver, Peter H. Smith, Albert Todd, Ruth Mitchell, James H. Oalkins, Thomas A. Lawrie, N. G. Phillips, Francis M. Shepard, L. H. Wilcox, George Eddy, Charles A. Osborn, Benjamin F. Taylor, Walter M. Strong, Lawrence P. Gould, Frank Peacock, J. D. Leland, Z. T. Parshall, George D. Palmer, James Sleeth, E. J. Peacock, John C. Adams, Richard F. Kay, Charles A. Osborn, David Parker, C. W. Sager, G. R. Lyon, George Colt, Charles D. Stewart, Charles W. Sayer, Loren C. Shelley.

## ST. CLAIR.

Aura P. Stewart, John G. Cobb, Hubert J. Boyce, Hiram Ingraham, J. A. McMartin, Theodore R. Wright, James J. Boyce, Daniel C. Merritt.

## ST. JOSEPH.

Theodore E. Clapp.

## TUSCOLA.

E. R. Cookingham, Joseph Sprowl, Daniel N. Blocher, Thomas Olyne, F. M. Johnson, Luke H. Corcoran, Alonzo Bostick, Edwin A. Bullard, Clemens Martini.

## VAN BUREN.

Jefferson J. Wilder, James Clancey, Jr., George E. Breck, William R. Hawkins, John I. Breck, Harry S. Richards, Frank J. McIntee, Charles L. Fitch.

## WASHTENAW.

David W. Palmer, Loraine M. Thorn, Geo. R. Williams, Lewis C. Risdon, Hezekiah H. Brinkenhoff, P. D. Woodruff, Winthrop B. Chamberlain, John J. Robison, Hascal Laraway, George B. Mason, James P. Wood, Sedgwick Dean, Charles M. Fellows, T. S. Flinn, Willard B. Smith, Sidney W. Clarkson, F. E. Ortenburger, David B. Taylor, James A. Robison, Adam D. Seyler, Beverly P. Davenport, Washington Beeman, Peter W. Carpenter.

## WAYNE.

John H. Walsh, Newell A. Dryer, J. G. Barton, Hugo Scherer, Charles B. Standish, Thos. Murphy, Samuel A. Murphy, H. Seymour Phinney, Edward Sharpe, Ervin Palmer, William D. Morton, Isaiah H. McCollum, Lucius E. Hawley, Eli Barkume, Henry L. Kanter, Thomas W. Filer, George W. Bates, Ronald Kelley, Camillo Haslinger, Charles H. Abrey, James J. McLean, Joseph R. Dodd, Hiram M. Keeler, Fred E. Burt, Charles J. Lowrie, George F. Pillord, Peter Sohulte, Henry Kunze, Henry R. Andrews, Joseph

A. Pierson, James B. Ormeslow, Allen W. Atterbury, Robert Stewart, Thomas Bull, Orlanzo L. Pulford, James B. Lander, Esen L. Guild, Charles K. Backus, William W. Reed, William H. Christian, Austin E. Wing, James B. Nichols, Edward S. Grece, John W. Chester, Samuel A. Plumer, Charles G. Smith, Oscar E. Angstman, John Haire, Walter Fowler, Andrew Elliott, Thomas M. Campau, George William Moore, Amos C. Blodget, Charles D. Standish, Silas Farmer, Theodore E. Deming, Thomas H. Parkes, Francis Crawford, John E. Wilcox, Benjamin McClure, William H. Ambler, Henry W. Hall, Mart G. Borgman, I. Lorren Vaughn, Dennison Hull, Henry C. Munson, Peter Lewis, Samuel Crawford, M. E. Lapham, William Burgnane, Alexis C. Angell, Chas. H. Borgman, George H. Prentis.

## WEXFORD.

John M. Rice, David A. Rice.

The message was referred to the committee on executive business.

The committee on executive business, to whom was referred a message of the Governor transmitting nominations for the office of notary public, would respectfully report that they have had the same under consideration and recommend that the Senate do advise and consent to said nominations, and ask to be discharged from the further consideration of the subject.

CHARLES R. HENRY, *Chairman*.

Report accepted and committee discharged.

The question being on the adoption of the report,

The same was adopted, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Francis,	Mr. Hueston,	Mr. Pulver,
Belknap,	Hawley,	Kempf,	Sherwood,
Carpenter,	Heisterman,	Manwaring,	Shoemaker,
Davenport,	Henry,	Monroe,	Smith, S. W.,
Davis,	Hertzler,	Pennell,	Spencer,
Edwards,	Hubbell,	Phelps,	Woodruff, 24

## NAYS.

0

O motion of Mr. S. W. Smith,

The executive session closed, the time being 5:38 P. M.

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SENATE CHAMBER.  
*Lansing, Mich., February 17, 1885.* }

On motion of Mr. Hubbell,

The Senate went into executive session at 4:55 o'clock P. M.

Roll called: a quorum present.

The President *pro tem* announced the following message:

STATE OF MICHIGAN. }  
EXECUTIVE OFFICE, }  
Lansing, February 14, 1885. }

*To the Senate:*

I hereby nominate Martin S. Smith, of Detroit, Wayne county, as a Commissioner of the Board of Metropolitan Police of the City of Detroit, for the term of eight years, from and after February 1, 1885.

RUSSELL A. ALGER,  
*Governor.*

The message was referred to the committee on executive business.

The committee on executive business submitted the following report:

The committee on executive business, to whom was referred the message of the Governor transmitting a nomination to the office of Commissioner of the Board of Metropolitan Police of the city of Detroit, would respectfully report that they have had the same under consideration, and recommend that the Senate do advise and consent to the said nomination, and ask to be discharged from the further consideration of the subject.

CHARLES R. HENRY, *Chairman.*

Report accepted and committee discharged.

The question being on the adoption of the report,

The same was adopted, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin, \	Mr. Francis,	Mr. Kempf,	Mr. Shoemaker,
Carpenter,	Hawley,	Manwaring,	Smith, G. A.,
Carveth,	Heisterman,	Moon,	Smith, S. W.,
Curtiss,	Henry,	Pennell,	Spencer,
Davenport,	Hertzler,	Phelps,	Stephenson,
Davis,	Hubbell,	Pulver,	Woodruff, !
Edwards,	Hueston,	Sherwood,	Pres't <i>pro tem.</i>

28

#### NAYS.

0

On Motion of Mr. Hubbell,

The executive session closed, the time being 5:08 o'clock, P. M.

SENATE CHAMBER,  
Lansing, Mich., February 18, 1885. }

On motion of Mr. Belknap,

The Senate went into executive session at 5:20 o'clock P. M.

Roll called: a quorum present.

The President announced the following message:

STATE OF MICHIGAN, }  
EXECUTIVE OFFICE,  
Lansing, February 18, 1885. }

*To the Senate of the State of Michigan:*

I hereby nominate Cornelius V. R. Pond, of Branch county, as Commissioner of Labor for the term of two years from and after February 1, 1885.

RUSSELL A. ALGER,  
Governor.

The message was referred to the committee on executive business.

The committee on executive business submitted the following report:

The committee on executive business, to whom was referred the message of the Governor submitting a nomination to the office of Commissioner of Labor, would respectfully report that they have had the same under consideration, and recommend that the Senate do advise and consent to the said nomination, and ask to be discharged from the further consideration of the subject.

CHARLES R. HENRY, *Chairman.*

Report accepted and committee discharged.

The question being on the adoption of the report,

The same was adopted, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Manwaring,	Mr. Sherwood,
Belknap,	Edwards,	Monroe,	Smith, G. A.,
Brown,	Heisterman,	Moon,	Smith, S. W.,
Carpenter,	Henry,	Pennell,	Spencer,
Carveth,	Hertzler,	Phelps,	Stephenson,
Cline,	Hueston,	Pulver,	Woodruff,
Curtiss,	Kempf,		

26

#### NAYS.

0

On motion of Mr. Manwaring,

The executive session closed, the time being 5:30 o'clock P. M.

SENATE CHAMBER, }  
Lansing, Mich., February 24, 1885. }

On motion of Mr. Belknap,

The Senate went into executive session at 5:15 o'clock P. M.

The President announced the following message:

STATE OF MICHIGAN, }  
EXECUTIVE OFFICE,  
Lansing, February 24, 1885. }

*To the Senate:*

I hereby nominate D. Bethune Duffield, of Detroit, John K. Boies, of Hudson, Edward H. Thompson, of Flint, P. Dean Warner, of Farmington,

Benjamin F. Chynowth, of Ontonagon, and Volney V. B. Merwin, of Jackson, as members of the State Board of Control of Railroads, for the term of four years.

RUSSELL A. ALGER.

*Governor.*

The message was referred to the committee on executive business.

The committee on executive business submitted the following report :

The committee on executive business, to whom was referred the message of the Governor, transmitting nominations of members of the State Board of Control of Railroads, would respectfully report that they have had the same under consideration, and recommend that the Senate do advise and consent to the said nominations, and ask to be discharged from the further consideration of the subject.

CHARLES R. HENRY, *Chairman.*

Report accepted and committee discharged.

The question being on the adoption of the report,

The same was adopted, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Austin,	Mr. Davenport,	Mr. Hubbell,	Mr. Phelps,
Belknap,	Davis,	Kempf,	Shoemaker,
Brown,	Francis,	Manwaring,	Smith, S. W.,
Carveth,	Heisterman,	Monroe,	Spencer,
Cline,	Henry,	Moon,	Stephenson,
Curtiss,	Hertzler,	Pennell,	Woodruff,

24

NAYS.

0

On motion of Mr. Belknap,

The executive session closed, the time being 5 : 30 o'clock, P. M.

SENATE CHAMBER,  
*Lansing, Mich., February 28, 1885.* }

On motion of Mr. Austin,

The Senate went into executive session, with open doors, at 10 : 20 o'clock A. M.

Roll called : quorum present.

The President *pro tem.* announced the following message :

STATE OF MICHIGAN, }  
EXECUTIVE OFFICE, }  
*Lansing, February 28, 1885.* }

*To the Senate :*

I hereby nominate the within named persons as notaries public for their respective counties.

RUSSELL A. ALGER,

*Governor.*

## ALCONA.

George Rutson.

## ALLEGAN.

Frank H. Kaugh, Charles E. Wells, Ira Chichester, Peter C. Whitbeck, James W. Rogers, Edward M. Fitch, William H. Dunn, F. B. Watkins, Hollister F. Marsh, Jr., Myron H. McCarn, Joseph Filly, Robert M. Parlin, Jacob V. Rogers, Rowland C. Harmon, James Ballou, Albert V. Averill.

## ANTRIM.

Francis H. Thurston, Archibald K. Dougherty, Andrew B. Dougherty, George L. Thurston, James P. Brand, Fitch R. Williams.

## ARENAC.

Horace Decker.

## BARAGA.

P. R. McKernan.

## BARRY.

James A. Sweezey, Milton F. Jordan, Abijah M. Flint, Charles H. Brady, John J. Hendershott, Lemuel W. Wing, Daniel W. Reynolds, H. M. Lee, Ira M. B. Gillespie, Milo J. Goss, John M. Nevins, Marcus W. Riker.

## BAY.

John Hyde, Horace A. Pacand, Michael G. Payment, John W. Clark, Elias B. Denison, John McEwan, George F. Hood, Hezekiah M. Gillette, Mendel J. Bialy, James E. Thomas, Alfred P. Lyon, Chester H. Freeman, Byron E. Warren, Wm. G. Kurzrock, Arthur A. Tugraham, William Mercer, Charles Fitzhugh, Jr., Isaac O. Gilbert, Wm. H. McEwan, Wm. A. McDonald, Charles Glaser, Willard E. Waldron, Theodore F. Shepard, Harry C. Moulthrop, Helen O. Freeman.

## BENZIE.

Hiram M. Gilman.

## BERRIEN.

Joseph J. Pearl, Samuel A. Bailey, William H. Sinclair, George Bridgeman, Benjamin F. Fish, Wm. A. Baker, Claus H. Schultz, Rufus W. Landon, Colonel F. Bond, Lewis F. Wilkinson, George W. Bridgeman, Alison C. Roe, John W. Beistle.

## BRANCH.

Joseph W. McCansey, William R. Card, Luther S. Wright, David J. Easton, Harry D. Pessell, Isaac P. Alger, Mark A. Merrifield, Loring P. Wilcox, George H. Bennett, Aaron J. Buffham, Abraham B. Aiken, Melvin S. Segue, A. T. Lamphere, Timothy Hurley, W. A. Blye.

## CALHOUN.

David Cunningham, Martin French, Jesse M. Hatch, Smith W. Hill, A. B. Hughes, George T. Phelps, James M. Parsons, Chester D. Berry, Harvey B. Hall, David W. Murray, James H. Laverteaux, William H. Porter, A. M. Litt, David S. Beach, John M. Peabody, Frank H. Preston.

## CASS.

Charles H. Kingsbury, Robert Stuart Pigott, J. Fred Emmerson, Milroy J. Miller, E. H. Spoor, Amos Smith.

## CHEROYGAN.

George W. Bell, Wm. A. Lynn, Ansel W. Westgate, Wm. A. Clark, Jr., Henry Bridgewater, Charles S. Ramsay, George H. Teague, Arthur F. Watson, Wm. McArdle, H. G. Dozer.

## CHIPPEWA.

William J. Pæff, George Kemp, Amos J. McClung, P. M. Church, Wm. B. Cady, Guy H. Carleton, Edward H. Mead, Charles H. Chapman, Wm. Chandler.

## CLARE.

John Quinn, George W. Graham, John Richmond, Asa M. Tinker, Clark H. Sutherland, Wm. A. Burritt, Wm. H. Browne.

## CLINTON.

Joseph Wolford, Edwin H. Lyon, Otis Fuller, Robert Young, Frank D. Groom, Edwin E. White, James H. Conn, James Sowle, Ezekiel Niles, William Smead, Mary M. Walker.

## CRAWFORD.

Main J. Connine.

## DELTA.

Charles H. Scott, Eli P. Royce, Alonzo R. Northup, George T. Burns, J. B. Frechette, Henry J. Bebeau, Edward P. Lott, Frank H. Van Cleve, Frederick J. Merrian.

## EATON.

Chester M. Ambrose, James M. Powers, Lorin Harwood, Selah W. Mapes, Albert B. Adams, Myron Stewart, George W. Rowley, James Shepherd, Wm. F. Sterling, D. P. Hale, Seth Ketcham, William P. Lacey, Horace L. Maynard, James H. Myres, Henry F. Pennington, Esek Pray, Nathaniel J. Perry, Jonathan H. Milbourn, Justin N. Jones, Thomas M. Sloan, Oscar K. Rogers, Granger F. Anson, Morrell E. Newcomb, Joseph R. Peterson, Phineous L. Spaulding, Daniel P. Sagendorph, Fred Z. Hamilton, George Hugget, Michael Kenney, Waterman Lazell, Jacob L. McPeck, James G. Pollard, Stephen Pearl, J. D. Perkhurst, Elmer McArthur, Henry A. Moyer.

## EMMET.

Harmon C. Piester, Wm. H. Miller.

## GENESEE.

Wm. H. Johnson, Samuel O. Goodyear, Fred A. Aldrich, Frank H. Pierce, James L. Topping, Jerome Eddy, Franklin A. Niles, Nehemiah Countryman, George M. Walker, O. S. Turner, Edwin P. Goodwin, David P. Halsey, A. W. Davis, John Campbell, John Richards, Harry F. Pierce, Jesse B. Atwood, Charles D. Long, Arthur J. Eddy, William E. Hough, L. A. Vickery, James D. Johnson, George F. Brown, John Western, Jonathan Palmer, Francis H. Rankin, Jr.



## GRAND TRAVERSE.

Henry D. Campbell, E. Tracey Horton.

## GRATIOT.

Wm. H. Pratt, Joseph B. Davidson, Lewis M. Kitchie, Lemuel Saviers, Francis Palmer, Asabel M. Bannister, Curtis B. Willoughby, Joseph A. Guthrie, Jesse Pepple, John J. McCarthy, Schuyler W. Ambler.

## HILLSDALE.

Orin O. Harrow, John M. Osborn.

## HOUGHTON.

William Kieserling, J. K. Pearsons, Guy M. Chester, W. W. Butterfield, Henry A. Hobart, Michael Finn, Russell E. Converse.

## HURON.

Thomas Smith, Henry Ragek, Daniel W. McLean, George A. Maywood, Sterling Nugent, George Brown.

## INGHAM.

John C. Squires, Lewis J. Kenney, Elias J. Smith, Arthur T. Davis, Henry P. Bartlett, David Howell, William B. Gildart, Eli H. Davis, Harry J. Haven, James E. Miller, J. Eugene Tenney, Gurden L. Wight, Edward Cahill, Luther B. Huntoon, William Ryan, J. Henry Moores, Herbert M. Weed.

## IONIA.

Oscar N. Jenkins, Henry V. Staley, Ira L. Cotton, Frank A. Sessions, Lemuel Clute, Daniel P. Chapma, Samuel K. Gates, Joseph W. Bailey, Ralph D. Sessions, Wm. B. Harter, Amos W. Sherwood, David B. Soule, Albert Williams, Chauncey Waterberry.

## IOSCO.

Thomas W. McNeely, George D. McKay, Herbert M. Elliott, Joseph A. C. Chevrier, Edward E. Williams, Michael Murphy, John Worth.

## ISABELLA.

Daniel Doxie.

## JACKSON.

Isaac Snyder, J. Reid Crowel, Darius T. Ball, Wm. H. Van Horn, Dora L. Ball, John C. Covert, Samuel D. Humphrey, John W. Patchin, Erastus Peck, Edward A. Sumner, Nathan Shotwell, Josiah T. Hammond, Fidus Livermore, Emory J. Wood, Willard C. Lewis, H. C. Richardson, Mark S. Wolcott, Howard E. Perrin, Alonzo McCain, Dwight S. Smith, W. N. Burrell, Theodore J. Camp, Fred T. Westren.

## KALAMAZOO.

Theodore W. Smith, Delamore Duncan, Lucius V. Lyon, John H. Dix, Walter P. Burdick, Orlando W. Powers, Charles W. Bailey, Henry E. Hoyt, George Rorabeck, Zachariah Fletcher, Charles A. Baldwin, Josiah F. Alley, Harlan S. Smith, A. Sidney Hayes, Josiah L. Hawes, E. D. G. Russell, Samuel Carson, Thomas Griffiths.

## KALKASKA.

Henry Harper, Willis B. Perkins, Lucius B. Davis.

## KENT.

John R. Dykstra, Wm. A. White, Alex. Hamilton, Sybrant Wesselius, Thomas H. Girard, Sidney H. Sherman, M. Bradley Nash, John D. M. Shirts, Henry Sullivan, James H. Campbell, G. M. Frazell, Sidney C. Bradfield, John Green, Donwe Van Bruggen, Charles B. Kelsey, Ransom E. Wanisley, Jeremiah Payne, Harmon Nash, John McQueen, Fred H. Hosford, Oscar F. Powell, John A. S. Verdier, Charles H. Hamblin, L. V. Moulton, William A. Smith, William S. Howard, G. Stewart Johnson, George A. Ranney, William O. Westfall, Lawson A. Paine, Henry H. Robinson, Henry E. Rowley, Wm. H. Murphy, E. W. Muenscher.

## KEWEENAW.

William P. Raly.

## LAKE.

George P. Arnold.

## LAPEER.

Thomas C. Taylor, Sidney W. Walton, Daniel West, Alfred Herington, Franklin S. Porten, Silas B. Gaskill, Quincy A. Thomas, George W. Crampton, Ralph L. Aldrich, Stephen R. Woodward, James G. Thurston, Anthony Williams, Joseph T. Wheeler, Charles F. Gates, Wm. W. Barber, Peter Stiver, Carlton Peck, Millard Hemingway.

## LENAWEE.

John Wyman, Jacob G. Dreher, Wm. S. Kimball, Charles Brown, John F. Temple, Marcellus E. Abbott, William W. Brewster, Harry C. Rauch, Victor H. Lane, Edward A. Clark, Edwin Howell, George M. Lewis, Thomas Temple, Rile Clay, Richard B. Robins.

## LIVINGSTON.

Edward P. Gregory, Frank P. Archer, Benjamin F. LaRue, Samuel R. Markham.

## MACKINAC.

Edson Treadwell, David Murray, John S. Davis.

## MACOMB.

Gustavus Schuchard, Wm. C. Bartlett, Wm. M. Dove, Hiram J. Barrows, Robert D. Smith, Rhinehold R. Osterich, Bert O. Creston, Geo. H. Hebblewhite, Milo W. Davis, Rufus C. Hatheway, Seth D. Lathrop, Orrin Granger, Northrup J. Gibbs.

## MANISTEE.

Merril H. Clark.

## MARQUETTE.

Alexander Strom, George Wagner, Frank V. Sauer.

## MECOSTA.

Harvey I. Orwig, Grove C. Gray, Ferdinand Fanman.

## MENOMINEE.

Sena D. Evans, Henry W. Packer, John M. Opsahl.

## MIDLAND.

Charles D. Williams, John W. H. Brooks. James L. Budge.

## MONROE.

Van R. Newville, Charles S. Ingersoll, Charles Schubring, Daniel H. Covell, George Spaulding, James Sisung, Charles W. Beck, Alexander T. Navarre.

## MONTCALM.

Ambrose J. Ecker, Joseph M. Fuller, Jay L. Crittenden, Nathan H. Briggs, W. Sanford Whittlesey, William N. Rely William B. Wells, Laura A. Cummings.

## MUSKEGON.

Henry H. Holt, Hubbard Parker, Selden R. King, Charles N. Mills, Colon C. Billinghamurst, Charles F. Latimer, Nelius Holtha, Horace L. Delano, Wm. F. Ninneman, Francis W. Cook, Easton B. Dowling, Myron Abbott, Ed. J. Smith, Marshall C. Kelley, Horatio N. Hovey, W. S. Hofstra, Henry G. Biglow, Alexander Eckermann, Henry B. W. Van Zilingen, Ruel W. Boynton, Allen Mosher, Joab Baker, James E. Sullivan, Charles W. Brown, Charles N. Mills, John W. Strong.

## NEWAYGO.

Irving S. Utley, James Webster, Nelson Peterson, J. H. Manning.

## OAKLAND.

Isaac N. Just, Charles V. Babcock, Melton M. Burnham, Frederick Harris, Stephen M. Gage, Mathew D. Ribble, Homer H. Colvin, John Bird, Benjamin F. Ellwood, A. A. Rust, George O. Kinsman, Edgar C. Poppleton, William H. Gonne, Edwin M. Clark, Andrew S. Taggett, Warren N. Draper, Daniel Morrison, Charles Draper, Dwight Dunlap, Harvey S. Hitchcock, James A. Jacokes, John McKibbin, Albert J. Wilder, Charles B. Pittman, Elbert J. Kelley, Clare B. Bradford, Lyman G. Wilcox, Judson L. Sibley.

## OCEANA.

Dustin C. Oakes, Allen R. Chappell, Addison Huston, John Wallace, Charles A. Gurney, Edgar H. Hotchkiss.

## ONTONAGON.

Benjamin Jeffs, James E. Hoyt.

## OSCEOLA.

Ashahel Chase, Peter Riley.

## OSCODA.

Alexander K. Patuello.

## OTSEGO.

Daniel Cough.

## OTTAWA.

John C. Bishop, Albertus G. Van Hess, Christian D. Schilleman, Joseph W. O'Brien.

## PRESQUE ISLE.

Otto Goerick, August Grossman, Griffin Covey, Jr.

## ROSCOMMON.

Albert A. Griffin, George L. Alexander, James J. Danhof.

## SAGINAW.

Walter J. Lamson, Daniel C. Burrey, E. J. McClintock, George Fredrick Veenfliet, Sidney S. Smith, Alphonso P. Downer, Albert B. Clough, Horace W. Stewart, James E. Vincent, Thomas H. Rusling, Newton D. Lee, Edward W. Glynn, William S. Linton, Thomas L. Greene, Wm. H. Caffery, Gilbert M. Stark, Wm. J. Loveland, Victor B. Rottiers, Mortimer D. Snow, William F. Paine, Ebin N. Briggs, Charles E. Wheeler, Wm. H. Rathbun, Thomas W. Stalker, Charles F. Marskey.

## SANILAC.

Robert Jones, John Dawson, Joseph C. Alexander, Edwin M. Denton, J. M. Pennell, Harvey W. Smith, May I. Capperdoll, James C. McNeil, Israel Hadwin.

## SHIA WASSEE.

Perrin S. Crawford.

## ST. CLAIR.

William H. York, Augustus C. Gray, Fred H. Blood, J. Charles Phillips, Frank McElroy, S. W. Grindrod, William F. Praker, Loren A. Sherman, John H. Duffie, John M. Robertson, John A. Van Dam, Marshal D. Frink, Stephen S. Hopkins, Wm. O. Randall, John Deneen, Stephen T. Probett, John O'Grady, Alfred J. West, DeWitt C. Walker, George H. Mustard, James A. Menzies, Daniel Webster, Thomas H. Bottomley.

## ST. JOSEPH.

John G. Schurtz, Albert B. Demming, Aaron P. Emery, Jonathan W. Flanders, C. W. W. Clarke, Orlando F. Post, Robert Burns Moore, Josias Simpson, Marvin H. Bumphrey, Hiram O. Bliss, Jacob W. B. Fort, Nelson I. Packard, Levi T. Hull, Frank Valentine, George L. Yapple.

## TUSCOLA.

Noble E. York, A. B. Markham, Enos Hartsell, James S. Gillespie, Isaac B. Anten, David G. Slafter, L. M. Sherwood, Fred Slocum, William R. Conley, George F. Hemingway.

## VAN BUREN.

Charles L. Fitch, William Killifer, Charles B. Hurlbut, Homer W. Burkholder, Henry D. Harvey, Charles Rockwell, Luther W. Whitbeck, Egbert Cooley, Alonzo T. Anderson, James W. Burlington, Adelbert C. Martin.

## WASHTENAW.

Charles E. Hiscock, Frank Howard, Jacob Knapp, Jacob Brining, George

B. Mason, John Baumgardner, Thomas F. Leonard, Archie W. Wilkinson, Charles S. Fall, Waters L. Peck, Albert M. Clark, Eugene E. Beal, N. Van Derwerken, Peter W. Carpenter, Michael H. Brennan, Francis M. Palmer, Nathaniel Schmid, Charles H. Madley, Mathew Franklin Guinon, Joseph B. Herrick, Frank P. Bogardus, Charles F. Gruner, Hezekiah H. Brinkerhoff, Beverly P. Davenport, David W. Palmer.

## WAYNE.

Henry Wunsch, Neil McMillan, Fred C. Harvey, John W. Fox, James H. Whiting, Wm. J. Weir, Wm. Park, Samuel J. Kelso, Charles T. Gilbert, Henry T. Phillips, George H. Leshner, John R. Russell, Ross Brown, Wm. H. Fisher, Edgar D. Rogers, Wm. F. Rollbuhler, Charles W. Valentine, William R. Corlet, Cleveland Hunt, W. J. H. Traynor, John B. Howarth, Eugene O. Skinner, James H. Pound, Edwin A. Wales, F. G. Smith, Jr., Emil P. Landsberg, Ambrose P. Young, Alexander McVittie, Albert O. Smith, J. B. Todenbier, George H. Moore, Charles Thurman, Isaac C. Sanders, Max Watzke, Wm. Boydell, James J. Brown, Edward S. Barker, Benjamin A. Wells, Lee Amberg, John Considine, Andrew C. Merrill, Julia Lincoln, Frank J. Bleser, Richard, Jones, Delbert I. Wager, John F. Lingemann, George W. Crook, John Lewis, F. D. Standish, Ellen E. Burton, Roman A. Bissell, Edward A. Divernois, Barnard O'Rielly, Edwin E. Smalley, Fanny Bowles, Hamilton Baluss, Robert Laidlow, Max Hochgraef, Patrick H. McWilliams, Jerome T. Johnson, Wm. U. Thayer, Moses R. Nowland, James McVittie, P. H. Dwyer, Wm. H. Gibson, Wm. Y. Hamlin, Overton L. Kinney, John H. Mitchell, Henry A. Swan, Josiah C. Merrell, Jacob E. Vreeland, C. L. Freer, Wm. C. McLean, Charles E. Young, O. A. Fraser, Joseph V. Gearing, Edward W. Simpson, Francis Murphy, Wm. M. Richardson, Jennie F. McArthur, G. F. D. Wilson, Fred H. Seymour, Wallace A. Auger, Charles G. Smith, Howard A. Raymond, Clinton S. Chase, Leander Merrell, E. J. Ruhlback, Alfred Bunclark, Charles N. Ayres.

## WEXFORD.

O. H. Carus, Len E. Roberts.

The message was referred to the committee on executive business.

The committee on executive business submitted the following report:

The committee on executive business, to whom was referred a message of the Governor, transmitting nominations to the office of notary public, would respectfully report that they have had the same under consideration and recommend that the Senate do advise and consent to the said nominations, and ask to be discharged from the further consideration of the subject.

CHARLES R. HENRY, *Chairman*.

Report accepted and committee discharged.

The question being on the adoption of the report,

The same was adopted, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Greiner,	Mr. Monroe,	Mr. Smith, S. W.,
Brown,	Heisterman,	Moon,	Spencer,
Cline,	Henry,	Pennell,	Stephenson,
Davenport,	Hubbell,	Phelps,	Woodruff,

Mr. Edwards, Francis,	Mr. Hueston, Kempf,	Mr. Pulver, Sherwood,	Mr. President <i>pro tem.</i> , 23
NAYS.			0

On motion of Mr. Henry,

The executive session closed, the time being 10:35 o'clock A. M.

SENATE CHAMBER,  
*Lansing, Mich., March 26, 1885.* }

On motion of Mr. Belknap,

The Senate went into executive session, with open doors, at 5:25 o'clock P. M.

Roll called: quorum present.

The President announced the following message:

STATE OF MICHIGAN, }  
EXECUTIVE OFFICE, }  
*Lansing, March 26, 1885.* }

*To the Senate:*

I hereby nominate the within named persons as notaries public for their respective counties.

RUSSELL A. ALGER,  
*Governor.*

ALCONA.

Eugene J. Fair.

ALLEGAN.

Eugene D. Nash, John A. Beamer, John H. Padgham, Wm. E. White, Hannibal Hart, Wm. B. Williams, A. T. B. Palmer, Henry C. Stoughton, James B. Streeter, Jr., Richard B. Newnham, John F. Stevens, C. E. Davison, John Lubbers, Frank H. Williams, Daniel M. Hall, Lukas Vredevelde.

ALPENA.

John A. Kelly, Abram R. Blakely, Wm. H. Fox, Hattie W. Turnbull, George L. Maltz.

ANTRIM.

Abram G. Jackson, Roswell Leavitt, George W. Albrecht, Oscar W. Kibby, Wm. E. Rice, John B. Webster, Fletcher E. Turrell, Eugene R. Savage.

ARENAC.

E. G. Cole.

BARAGA.

John Q. McKernan, S. Kinney.

BARRY.

George Osborn, Kittie Combs, John E. Cairns, Milton F. Jordan, Henry H. Sparks, Wm. E. Keeler, Wm. E. Griggs.

## BAY.

Joseph L. Julian, Charles B. Cottrell, John Golden, A. B. Gould, Frank D. Peirson, John S. Petherick, John Brigham, Jr., John F. Henry, George J. Trost, Silas Miller.

## BENZIE.

Harrison C. Pettengill, Hiram M. Gilman.

## BERRIEN.

Alfred Shepard, Theodore G. Beaver, James R. Clarke, Richard V. Clark, John F. Duncan, David E. Hinman, Wm. J. Jones, Henry F. King, John L. Marvin, Calvin B. Potter, John A. Stevens, Wm. R. Tryon, Ed. F. Woodcock, Edith S. Hinman, Wm. L. Alexander, Wm. Chamberlain, Warren Chapman, Ed. T. Dickson, Cyrus B. Groat, Edward L. Hamilton, A. E. Kingsley, Addison D. Kent, C. C. Perry, Theodore N. Perry, W. L. Sinclair, Samuel Wells, Charles Whetstone, Carrie L. Clapp.

## BRANCH.

Julius J. Gregory, Charles A. McKenzie, Abel Coon, Enos Michael, Marc A. Merrifield, Benjamin F. Clark, Simon B. Kitchel, Garber A. Nichols.

## CALHOUN.

Henry M. Dearing, Charles S. Hamilton, John S. Southworth, H. M. Porter, Alexander H. Briggs, Chester G. Murray.

## CASS.

Harvey C. Lambert, F. H. Ross, Joseph B. Clarke.

## CHARLEVOIX.

Will A. Norton, Elisha N. Olink, Arthur E. Martin, Lillie E. Norton, Zachariah N. Garbett, Orris D. Wood.

## CHEBOYGAN.

Charles H. Geyer, Willard H. Watkins.

## CHIPPEWA.

Gustave L. Trempe, James T. Moore, John H. Sherman, Harry L. Harris, Cornelius P. Haviland, Royal A. Jenney, Wm. H. Kaye.

## CLARE.

J. Lee Potts, George L. Hitchcock, Josiah L. Littlefield, Wm. H. Safford, Roderick McLeman, Wm. E. Aldrich, Wm. A. Carpenter, George J. Cummins, Herman M. Royce.

## CLINTON.

Rufus F. Demoss, John J. Keiser, Ola Shaver, Cortland Hill, Rowland S. Van Scoy, Byron A. Mills.

## DELTA.

Edward P. Lott.

## EATON.

Frank A. LeSeur, Cyrus N. Streeter, Sidney S. Rockwell, Levi Rogers, Anna R. Taylor, Charles E. Baxter, Alfred Parker, Alexander Parker, Chas. E. Chappell.

## GENESEE.

Wm. Dullam, Alva U. Wood, Albert L. Adams, Ellen M. Lamb, David Sanford, Wm. E. Hough, Robert P. Aitken, George W. Bloss, Homer Oathcart, James L. Spencer, Hiram H. Bardwell, Daniel E. Adams, Darius E. Smith,

Edwin J. Goodwin, Robert H. Atken, Edmond H. McQuigg, Wm. H. Long, Almira F. Lovell, John Stevens, Jr.

## GLADWIN.

Manuel T. Mathews, Dewitt H. Servass.

## GRAND TRAVERSE.

John Goode, Carleton A. Hammond, Henry K. Brinkman, Wayland W. Bartlett.

## GRATIOT.

James Gargett, Seth R. Cole, John Srodes, Lewis W. Burgderfet, Byron F. Sawyer, John M. Trask, Elisha McCall, Alfred A. Wood, Samuel Anderson, William Sickles, Byron H. Sawyer.

## HILLSDALE.

John P. Wyatt, Elwood W. Jackson, Russell E. Converse, George W. Outler, Wm. H. Bowman, Clark E. Mallery, Guy M. Chesters, Daniel L. Pratt, Guy Kingsley.

## HOUGHTON.

Joseph Croze, Henry A. Hobart, Robert H. Shields, James I. Townsend.

## HURON.

Frank Whitcomb, Charles L. Hall, Horace G. Snover, John Muellerweiss, Jr., Joseph Schluchter, Joseph W. Selden, Frank C. Whitcomb, John Lange.

## INGHAM.

Marquis D. Todd, Frank W. Webb, John H. Banghart, Edwin H. Whitney, E. J. Dana, J. Eugene Tenney, Manly H. Sherman, James B. Humphrey, James E. Miller, Charles M. Hilliard, Wm. H. McEnally, Willis E. Pickett, Herman E. Brown.

## IONIA.

Thad. B. Preston, Wm. H. Williams, John B. Hutchins, Warren P. Wood, Samuel O. Hosford, James W. Loomis, Marshall S. Lord, Edward E. Brewer, Francis M. Forman, Plyn Williams, Louis H. Jennings, Wm. E. Kidd, John McQuillin, Edwin R. Williams, Adolph F. Young, Angelo E. Tower, Clarence Cole.

## IOSCO.

Alonzo Knight, Webster J. Morris, Albert H. Fish.

## ISABELLA.

W. R. Robbins, Charles W. Gardner, James McKersey, Michael McOabe, Robert Hillock, Joseph F. Gachter, Webster T. Ross, James Graham, Joseph Bradley, Wm. N. Brown, Levi B. Van Decar.

## JACKSON.

James Videts, Lola D. Monaghan, Freeman R. Crosby, Wm. J. Austin, Wm. F. Hall, Thomas Rhead, Dwight D. Rood, James W. Bennett, Francis M. Ellison, Daniel D. Spaulding, Wm. S. Crafts, Bowen W. Shoemaker.

## KALAMAZOO.

Jerome T. Cobb, Charles A. Baldwin, George D. Cobb, Lawrence N. Burke, Wm. Shakespeare.

## KALKASKA.

George D. Higley, Charles E. Murray, Theron Landon.



**KENT.**

George C. Baker, Lillie McDonald, William R. Davis, James H. Goggins, Harry H. Kingen, Louis E. Hunt, Elizabeth K. McNiece, Kate Johnson, Moses Taggart, Thomas J. Kelly, John W. Cole, James L. Rumsey, Lyman A. Sayles, George S. Ourtiss, Henry F. Walsh.

**LAKE.**

Francois Hibner.

**LAPEER.**

Nelson Haskin, Alfred Burgess, C. C. Vaughn, Robert T. Lynd, James O. Thurston, Wm. B. Williams, Eben C. Thomas, O. L. Waterbury, John Wright, George J. Cameron.

**LEELANAW.**

Henry C. Van Slyck.

**LENAWEE.**

Emma L. Bixby, Will W. Frazer, Joseph B. Osborn, Herbert G. Colton, William F. Cornell, Edwin J. Ross, Charles D. Cutting, L. V. Judson, John Britton, W. Mills Taylor, A. H. Boies, John Henry Boies, Burton Kent, Geo. B. Horton.

**LIVINGSTON.**

Zabina E. Chambers, Edward P. Gregory, Daniel Wright, M. D. Gardner.

**MACKINAC.**

Allen W. Hulbert, Henry Hoffman, Jay Bassett, David W. Murray, Thomas Chambers, George A. Cady, John D. Davis.

**MACOMB.**

Bela R. Davis, Charles Elmer Crisman, Charles A. Bacon, Edward J. Snover, Christian H. Schnoor, Gilbert Hathaway, Emeline Hathaway, Carton Sabin, Albert L. Goff, Justus R. Orandall, Giles Hubbard, John E. Baringer, Frederick Carter.

**MANISTEE.**

H. S. Hilton, Peter T. Glassmire, Burton T. Barnes, Leo F. Hale, Robert Knowles.

**MANITOU.**

Isaac Wright.

**MARQUETTE.**

Charles G. Osburn.

**MASON.**

Harris W. Cunningham.

**MECOSTA.**

Enward Keeler, Herbert Thomas, Churchill H. Thrall, Stephen V. R. Hayes, D. W. Higgins, Edson A. Darling, George R. Malone, James S. Canaan, John Peirson, Wm. H. Hicks.

**MONROE.**

John T. Rose, Daniel T. Cole, Glode Bondy, John Wilder, Monrad Laprad, Alonzo B. Bragdon, L. B. Littlefield, Moses S. Lapoint, John F. Colburn, John L. Hood, B. J. Corbin, Wm. H. Talcott.

**MONTCALM.**

John Holcomb, LeRoy Moore, John S. Wagar, Frank L. Allen, Frank A. Lamb, George B. Caldwell, Joseph P. Shoemaker, Charles J. Clark, Varnum

H. Worden, James C. Percival, Anson S. Smith, Salem F. Kennedy, Fred L. Wagar, William Birkett, Barnwell B. Clark.

## MUSKEGON.

Edgar W. Thayer, Daniel W. Andrews, John Hall, Thomas Monroe, Wm. W. Fellows, Emma D. Ford, Aaron W. Eggert, Fred S. Sutcliffe, Hugh Park, Charles H. Leslie, George B. Weatherby.

## NEWAYGO.

Andrew J. Spencer, George E. Sherman, George Utley, Walter R. Taylor, Nellie McCarty, Loomis A. Miller.

## OAKLAND.

Frank H. Grow, Joseph P. Ooon, Milton M. Burnham, Joseph Bailey, Jr., Joseph T. Girodat, Frederick Foster, John G. Orombie, Harvey S. Hitchcock, Oscar G. Armstrong, Albert G. Wilder, William Axford, Wallace B. Francis.

## OCEANA.

James Watts, Theodore P. Landon, Orin E. Huston, Henry W. Reid, Theodore W. Newman, Charles R. Johnson.

## ONTONAGON.

Louis P. Bourguin.

## OSCEOLA.

John I. Patterson, John F. Rodcliffe, Eugene R. Ohandler.

## OTSEGO.

Frank A. Baldwin.

## OTTAWA.

John C. Bishop, Herman A. Wiegminck, John A. Wagner, Jacob Ferris, John E. Blake, Richard Starling.

## PRESQUE ISLE.

David Rowell, Philip A. Inglesby.

## ROSCOMMON.

James Watson, Daniel Bennett.

## SAGINAW.

George H. Glynn, Jerome K. Stevens, Daniel Paul, Franz C. Moll, Jerome B. Lemley, James E. Vincent, John W. Alexander, Martin V. Bingham, David V. Bell, Lawson C. Holden, Henry Ostrander, Frederic L. Eaton, Elliot O. Eastman, James W. Cochrane, Henry Jungerheld, D. B. Crosby, Charles O. Stevens, Giles McKeon, John H. Doyle, Frederick Pistorius, Eben N. Briggs, Fred W. Swarthout, Ira B. T. Damon, Hamilton Winter, Middleton S. Beach, John M. Harris, James P. Langley, Bert C. Wilder, Marshall H. Smith, Geo. M. Schaefer, Charles Huebner.

## SANILAC.

Frank F. Rogers, Alvin N. Culver.

## SCHOOLCRAFT.

Wm. W. Kelley.

## SHIAWASSEE.

Fred Osburn, Thomas A. Lawrie, Lawrence Vandusen, Hiram Johnson, Jr., George O. Shattuck, John A. Morrice, Jerome E. Turner, Wesley W. Warner, Eugene Wallace, J. C. Marsh, Andrew Huggins, George T. Miller, Anna S. Gould, Sanders J. Gurney, James B. Wheeler.

## ST. CLAIR.

Alexander R. Avery, Henry Avery, Guy Kimball, Eugene Bartlett, Edward C. Chamberlin, Frank D. Jenks, Samuel F. Aldrich, Charles S. Boynton, H. C. Mudge, Charles B. Waterloo, Arthur L. Reed, John G. O'Neill, O'Brien J. Atkinson, Wm. H. Harris, Charles Lindke, Lincoln Avery, Oscar F. Moræ, John F. Gooding, John J. Perkins, Bethuel C. Farrand, Patrick H. Crimmins, Nathan S. Boynton, Luther A. Root, John C. Clark, Edmond Atkinson, John C. Morehouse, James Stirling, Martin Laveell, Daniel C. Merritt.

## ST. JOSEPH.

Lester B. Place, Stephen M. Nash, Wm. O. Pealer, Charles L. Blood, George I. Crossette, Edward K. Wilcox, Thomas Harrison, Richmond E. Case, Frank W. Wait, Alfred Akey, Wallace W. Weatherly, William W. Harvey.

## TUSCOLA.

Wm. M. Rogers, Wm. H. Parker, Will Y. Spear, George J. Hill, Henry Butler, Welton Vanwagnen, Benj. W. Huston, James D. Brooker, W. R. Walker.

## VAN BUREN.

J. Elliott Sweet, Benjamin K. Howell, David B. Allen, Edward G. Allen, Michael Mason.

## WASHTENAW.

Mathew Franklin Guinon, Andrew J. Warren, W. B. Osborn, David G. Rose, John L. Spafford, Wm. H. Jewett, Charles H. Kempf, John K. Yocum, A. F. Freeman, Samuel H. Perkins, Amariah Hicheock, E. P. Goodrich, Thomas Birkett.

## WAYNE.

John W. Scofield, Charles W. Noble, Julius Bonninghansen, Henry J. Leteker, Edward Ziegeler, W. H. Sexton, Andrew C. Kramer, Philip M. Coffin, James D. Standish, George W. Chandler, Calvin B. Crosby, John Keveny, Hamilton Baylus, Moses R. Newland, Anna White, Wm. H. Burr, Wm. J. Nesbitt, John S. Smith, Daniel Forbes, Adolph Gautherat, Lucien H. Fox, Charles M. Woodruff, Peter Glowczewski, George M. Eaton, Joseph R. McGrath, John O'Connor, James H. Stone, James S. Barstow, Wm. V. Tyler, Wm. E. Kelsey, Robert C. Tyrrell, Charles S. McDonald, Louis F. Guenther, John F. Gudeman, F. W. R. Perry, Alvin C. Burt, Ebenezer Wm. Cobb, James I. David, Edward Lafferty, Charles H. Cady, Joseph Schneider, Alfred S. Dutton, Frederick Berlin, Frederick M. Sibley, George S. Earing, Henry Vander Heide, Peter C. Monnier, Edwin L. Thompson, Charles H. Walker, Wm. P. Ratigan, James A. Whiting, Wm. H. Sexton, Frank Bluma, G. A. Watkins, Wm. E. Moss, Thomas L. Nolan, David Zimmerman, Richard F. Reaume, John Lewis, John E. McGill, Elba D. Howe, J. B. Wallace, Robert J. Lathers, Lorenzo G. Pierson, John D. McLaulin, Robert S. Courtney, Frank Girardin, Herbert M. Snow, Alfred F. Wilcox, O'Burnham Tracey, Hiram B. Thayer, Wm. A. Bassett, B. Royce, Eugene B. Lombard, Frank H. Rutter.

## WEXFORD.

Sanford Gasser, Rinaldo Fuller, Charles E. Russell, Ernest O. Manktelow, Samuel J. Wall, Heman B. Sturtevant, James Croly, J. Arthur Morrill.

The message was referred to the committee on executive business.

The committee on executive business submitted the following report:

The committee on executive business to whom was referred a message from

the Governor, transmitting nominations to the office of notary public, would respectfully report that they have had the same under consideration and recommend that the Senate do advise and consent to the said nominations, and ask to be discharged from the further consideration of the subject.

CHARLES R. HENRY, *Chairman.*

Report accepted and committee discharged.

The question being on the adoption of the report,

The same was adopted, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Hueston,	Mr. Sherwood,	
Belknap,	Francis,	Kempf,	Shoemaker,	
Brown,	Greiner,	Manwaring,	Smith, G. A.,	
Carpenter,	Hawley,	Monroe,	Smith, S. W.,	
Oline,	Heisterman,	Moon,	Spencer,	
Curtiss,	Henry,	Pennell,	Stephenson,	
Davenport,	Hertzler,	Phelps,	Woodruff,	
Davis,	Hubbell,	Pulver,		31

## NAYS.

0

On motion of Mr. Belknap,

The executive session closed, the time being 5:40 o'clock P. M.

SENATE CHAMBER,  
*Lansing, Mich., April 2, 1885.* }

On motion of Mr. Belknap,

The Senate went into executive session at 10:15 o'clock A. M.

The President announced the following message:

EXECUTIVE OFFICE, MICHIGAN, }  
*Lansing, April 2, 1885.* }

*To the Senate:*

I hereby nominate William C. Colburn, of the city of Detroit, a commissioner of the metropolitan police of said city for the unexpired term of James E. Pittman, resigned.

RUSSELL A. ALGER,  
*Governor.*

The message was referred to the committee on executive business.

The committee on executive business submitted the following report:

The committee on executive business to whom was referred the message from the Governor transmitting a nomination to the office of Commissioner of the Board of Metropolitan Police, of the city of Detroit, would respectfully report that they have had the same under consideration and recommend that the Senate do advise and consent to said nomination, and ask to be discharged from the further consideration of the subject.

H. C. SPENCER, *Acting Chairman.*

Report accepted and committee discharged.

The question being on the adoption of the report,  
The same was adopted, a majority of all the Senators elect voting therefor  
by yeas and nays, as follows :

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Kempf,	Mr. Sherwood,	
Belknap,	Hawley,	Manwaring,	Shoemaker,	
Brown,	Heisterman,	Moon,	Smith, S. W.,	
Cline,	Hertzler,	Pennell,	Spencer,	
Davenport,	Hubbell,	Phelps,	Woodruff,	
Davis,	Hueston,	Pulver,		23

## NAYS.

0

On motion of Mr. Brown,  
The executive session closed, the time being 10 : 30 o'clock A. M.

SENATE CHAMBER,  
*Lansing, Mich., April 15, 1885.* }

On motion of Mr. Henry,  
The Senate went into executive session at 3 : 40 o'clock P. M.  
Roll called : a quorum present.  
The President *pro tem* announced the following message :

STATE OF MICHIGAN. }  
EXECUTIVE OFFICE, }  
*Lansing, April 15, 1885.* }

*To the Senate :*

I hereby nominate the within name persons as notaries public for their  
respective counties.

RUSSELL A. ALGER, *Governor.*

## ALCONA.

George O. Bailey, Llewellyn A. Colwell.

## ALLEGAN.

C. Elmer Wolfinger, Donald C. Henderson, Eli Runnells, Sherman P.  
Stanley, Lyman W. Ehle, David Cornwell.

## ALPENA.

Fred A. Rimball, Grant S. Rutherford.

## ANTRIM.

Adolph F. Young, James S. Wycoff, Joseph B. Willits, Charles T. Hickox

## ARENAC.

George W. Brown.

## BARAGA.

Oscar J. Foote.

## BARRY.

George W. Mattison.

## BAY.

Albert L. Coon, Ira E. Swart, B. F. Wait, John S. Dougherty, Jesse M.  
Miller, Charles E. Root, Birdsey Knight, Fred T. Norris.

## BENZIE.

Camden Johnson, Frank B. Case.

## BERRIEN.

Robert H. Rogers, Charles A. Clark, Herbert L. Potter, Andrew W. Mars, Edwin S. Spink, Rufus W. Landon, William A. Palmer, Warren R. Sober, Fremont D. Nichols.

## BRANCH.

Henry D. Passell, George Jeffers.

## CALHOUN.

Sylvester B. Allen, Samuel S. Lacey, James L. Miller, Jehiel Wisner, David Coy, Homer A. Latta, Barton R. Osborn, Samuel V. Irwin, David A. Tinch-enor, Benjamin L. Baxter, Ambrose M. Minty.

## CASS.

Mary J. Blakley, Charles W. Clisbee, Robinson J. Dickson.

## CHARLEVOIX.

Fred W. Mayne, Samuel R. Thatcher, Adelbert R. Upright, Walter Mannay, J. Milo Eaton, Charles Dennell.

## CHEBOYGAN.

Medard Metivier, John T. Oashoon, William H. Maultby.

## CHIPPEWA.

Sidney D. Wight, R. F. Birdie, George W. Brown, John H. Sherman, R. F. Brown, Royal A. Jenney.

## CLARE.

George B. Howe.

## CLINTON.

Franklin L. Smith, W. E. Warner.

## EATON.

DeWitt C. Loomis, Theodorus D. Green.

## GENESEE.

William Dullam, Morey T. Andrus, Eleazer S. Swayze, Jarvis P. Powers, James D. Johnson, William Whitehouse, A. J. S. Seelye, Arthur T. Baker, William H. Johnson.

## GLADWIN.

Thomas Bowers.

## GRAND TRAVERSE.

John McDonald, William H. H. Brownson, Charles E. Brewster, Nathan W. Smith, Scott E. Curdy.

## GRATIOT.

Wm. T. Pitt, Napoleon B. Bradley, George H. Newton, Herbert Stone, Abraham W. Russell, Hiram U. Wooding, Warren H. Stone, Henry Beeve.

## HILLSDALE.

Edwin J. March, Ezra L. Koon, Ira Harris.

## HOUGHTON.

Heman C. Guck, Frank H. Rogers.

## HURON.

John F. Welch, John B. Johnson, Alexander Burnett, Norman J. Scott.

## INGHAM.

Shubael R. Greene, Orlando F. Barnes, James B. Humphrey, Isaac Lederer, Charles J. Davis, Amos T. Gunn, Milton Ryan, Isaac Magoon, James R. Dart, William Donovan, Launt Thompson, James E. Miller, George F. Gillam, John B. Dwinell.

## IONIA.

John C. Blanchard, Alexander W. Dodge, William A. Bahkle, Adelbert Place, George Strothers, Henry J. Leonard.

## ISABELLA.

Thomas J. Fordyce, Michael McCabe, Wm. T. Whitney.

## JACKSON.

John Helmer, Frank E. Morehouse.

## KALAMAZOO.

George O. Byington, Frank Little, Anson Jones, Wm. Lawrence, Clement B. Guchess, George E. Smith.

## KENT.

Clark D. Washborn, Frank R. Miles, Harvy P. Yale, Abel Ford, George W. Ewing, Frank P. Carpenter, Alice Tinkham, George H. Carner, Frank D. M. Davis, John H. Ford, Charles G. Hyde, Neil Stewart, Wm. Farrell, Alonzo C. Whitcomb, Charles W. Hake, William N. White, N. Fred Avery, Harmon Cowles, William C. Denison, Henri J. W. Campman, James W. Brown, Loomis K. Bishop, Eugene A. Carpenter.

## LAKE.

Thomas R. Welsh, John F. Lusk.

## LAPEER.

Robert Babcock, George W. Carpenter, Frank Thompson, Horace E. Hatch.

## LEELANAW.

Chris B. Kehl, David Tweddle, Philo Chamberlain, Charles W. Williams.

## LENAWEE.

John Moore, Loss Parsons, Rodman H. Lanphere, Adison J. Comstock, Daniel Weigle, John M. Barrow, William M. Thurber, Willard D. Van Tuyle, Caleb Manchester, R. A. Beach.

## MACKINAC.

John Becker, Thomas Butler, Cornelius Y. Bennett, B. Brooks Hazelton, Helen E. Maloney, Josiah J. Nunn, Peter M. Packard, James A. Maloney, Louis A. Amsden, Felieux Cadieux, Charles Conner.

## MACOMB.

James Reardon.

## MANISTEE.

Burton P. Barnes, Aaron V. McAlvay, Edward D. Bradford, W. W. Magoon, Axel G. Burman.

## MASON.

Isaiah H. McCollum, Lucius E. Hawley, Charles G. Wing, Wm. W. Reed, James B. McMahon, John Phelan.

## MECOSTA.

Joel Perry, E. E. Kilborn, DeWitt O. Mosher, Edward Keeler.

## MIDLAND.

James L. Budge, Floyd L. Post.

## MISSAUKEE.

Francis O. Gaffney.

## MONTCALM.

Albert R. Dingman, Wm. H. Randall, Joshua Noah, W. Sanford Whittlesey, Wm. Noah, Clarence W. Chapin, Louis M. Bissell.

## MUSKEGON.

Herman O. Lange, James Snow.

## NEWAYGO.

Millard F. Hatch, Lorenzo V. Davis, John Dellannatter, Charles A. Flora, George Lutton, George B. Breckon, Alonzo Sweet.

## OAKLAND.

James H. Lynch, Wm. L. Coryell, Samuel J. Wilson, Hiram H. Price, Clarence H. Crawford.

## OCEANA.

Henry W. Harpster, Harvy Tower, Adam Huston, John D. Evans, Orin E. Huston, Frederick W. Newman, David Johnson.

## ONTONAGON.

L. Stannard.

## OSCEOLA.

Fred D. Faist, Howard M. Patrick, Edward H. Woods.

## OSCODA.

William Hull, J. J. Sandall.

## OTSEGO.

W. H. Smith, Frank A. Baldwin.

## OTTAWA.

F. Bert Harvey.

## ROSCOMMON.

Charles B. Field, Thomas J. Brennan.

## SAGINAW.

Albert Trask, Eugene H. Pearson, Narina Wellington, David C. Burrey, Wm. Wallace, R. F. Simoneau, Thomas L. Jackson, James H. Bennett, Ernest E. Burdick, David Geddes, Peter F. Deveaux, John O. Gosman.



## SANILAC.

Rudolph Papst, Joseph H. Clark.

## SHIAWASSEE.

T. V. Perkins, Montraville Wooding, Mary J. Carruthers, Sylvenus D. Wilson, H. H. Carson, Lawrence Van Dusen, Benjamin F. Grout.

## ST. CLAIR.

John W. Porter, Caliphernia H. Hubbard, Moses F. Carlton, Alvah Sanborn, Henry P. Jenney, George W. Howe, Lewis D. Wilson, John M. Hoffman, George Todd.

## ST. JOSEPH.

Stephen M. Nash, John H. Carpenter.

## TUSCOOLA.

W. O. Gorman, John Holliday.

## VAN BUREN.

William D. Draper, Henry M. Brodrick.

## WASHTENAW.

William Walsh, Erastus N. Gilbert, Darwin C. Griffin, Mathew F. Guinion, William E. Blackburn, George H. Kempf, George Osius, George H. Pond.

## WAYNE.

Thomas Poiggam, Thomas S. Sprague, Charles L. Beck, Robert A. Pelham, George M. Lane, Charles T. Thompson, William Bunge, Daniel Forbes, Stephen D. Curtis, Jared A. Sexton, Joseph Nicholson, Charles S. McDonald, Alexander W. Blain, William P. Griffin, Manson S. Cochrane, Stephen S. Whipple, Edward Reidy, George A. Ross, George H. Morrison, Norton B. Rowley, James A. Whiting, Charles H. Cady, John B. Wallace, George W. Swift, Daniel O. Tompkins, Robert A. Tyrrell, Charles A. Beardsley, Wm. Stocking, Max Hutchinson.

## SENATE CHAMBER,

*Lansing, Mich., April 15, 1885.* }

I hereby certify that the Senate, in executive session, did this day advise and consent to the foregoing nominations.

LEWIS M. MILLER,

*Secretary of the Senate.*

The message was referred to the committee on executive business.

The committee on executive business submitted the following report:

The committee on executive business, to whom was referred a message from the Governor transmitting nominations to the office of notary public, would respectfully report that they have had the same under consideration and recommend that the Senate do advise and consent to the said nominations, and ask to be discharged from the further consideration of the subject.

CHARLES R. HENRY, *Chairman.*

Report accepted and committee discharged.

The question being on the adoption of the report,

The same was adopted, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Francis,	Mr. Kempf,	Mr. Shoemaker,
Brown,	Greiner,	Monroe,	Smith, G. A.,
Carpenter,	Hawley,	Moon,	Smith, S. W.,
Carveth,	Heisterman,	Pennell,	Spencer,
Cline,	Henry,	Phelps,	Stephenson,
Davenport,	Hertzler,	Pulver,	Woodruff,
Davis,	Hubbell,	Sherwood,	Pres. <i>pro tem.</i>
Edwards,	Hueston,		30
			0

## NAYS.

The President *pro tem.* announced the following message:

EXECUTIVE OFFICE, MICHIGAN, }  
 Lansing, April 15, 1885. }

*To the Senate of the State of Michigan:*

I hereby nominate Theodore Nelson, of Gratiot county, as Superintendent of Public Instruction, to succeed Herschel R. Gass, resigned.

RUSSELL A. ALGER,  
*Governor.*

The message was referred to the committee on executive business.

The committee on executive business submitted the following report:

The committee on executive business to whom was referred a message from the Governor, transmitting a nomination to the office of Superintendent of Public Instruction, would respectfully report that they have had the same under consideration and recommend that the Senate do advise and consent to the said nomination, and ask to be discharged from the further consideration of the subject.

CHARLES R. HENRY, *Chairman.*

Report accepted and committee discharged.

The question being on the adoption of the report,

The same was adopted, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Francis,	Mr. Kempf,	Mr. Shoemaker,
Brown,	Greiner,	Manwaring,	Smith, G. A.,
Carpenter,	Hawley,	Monroe,	Smith, S. W.,
Carveth,	Heisterman,	Moon,	Spencer,
Oline,	Henry,	Pennell,	Stephenson,
Davenport,	Hertzler,	Phelps,	Woodruff,
Davis,	Hubbell,	Pulver,	President
Edwards,	Hueston,	Sherwood,	<i>pro tem.</i> , 31
			0

## NAYS.

On motion of Mr. Henry,

The executive session closed, the time being 4:05 o'clock P. M.

SENATE CHAMBER,  
Lansing, Mich., April 29, 1885. }

On motion of Mr. Hawley,  
The Senate went into executive session at 5 o'clock P. M.  
Roll called: quorum present.  
The President announced the following message:

EXECUTIVE OFFICE, MICHIGAN, }  
Lansing, April 29, 1885. }

*To the Senate:*

I hereby nominate Joseph E. Sawyer, of Pontiac, Oakland county, as Trustee of the Eastern Michigan Asylum for the Insane for the unexpired term of Willard M. McConnell, deceased.

I also nominate Charles B. Lawton, of Lawton, Van Buren county, as Commissioner of Mineral Statistics for the unexpired term of Chas. E. Wright, resigned.

RUSSELL A. ALGER,  
Governor.

The message was referred to the committee on executive business.

The committee on executive business submitted the following report:

The committee on executive business, to whom was referred a message from the Governor transmitting nominations to the offices of Trustee of the Eastern Asylum for the Insane, and Commissioner of Mineral Statistics, would respectfully report that they have had the same under consideration and recommend that the Senate do advise and consent to the said nominations, and ask to be discharged from the further consideration of the subject.

CHARLES R. HENRY, *Chairman.*

Report accepted and committee discharged.

The question being on the adoption of the report,

The same was adopted, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Hueston,	Mr. Sherwood,
Belknap,	Francis,	Kempf,	Shoemaker,
Brown,	Greiner,	Manwaring,	Smith, G. A.,
Carpenter,	Hawley,	Monroe,	Smith, S. W.,
Oline,	Heisterman,	Moon,	Spencer,
Curtiss,	Henry,	Pennell,	Stephenson,
Davenport,	Hertzler,	Pulver,	Woodruff,
Davis,	Hubbell,		

#### NAYS.

30  
0

On motion of Mr. Pulver,

The executive session closed, the time being 5:10 o'clock P. M. .

SENATE CHAMBER, }  
Lansing, Mich., May 13, 1885. }

On motion of Mr. Henry,  
The Senate went into executive session, at 5:35 o'clock P. M.

The President announced the following message :

STATE OF MICHIGAN. }  
EXECUTIVE OFFICE, }  
Lansing, May 13, 1885. }

*To the Senate:*

I hereby nominate the within named persons as notaries public for their respective counties.

RUSSELL A. ALGER,  
*Governor.*

ALCONA.

Bernard P. Cowley.

ALLKGAN.

M. A. Powell, Artemus Dunton, John S. Payne, Warren J. Cook, John Chapple, Abraham Stout, Bronson Schoonmaker, Lena Woodhull, Joseph Barts.

ALPENA.

James A. Balmer, Levi P. Richardson, John G. Myer.

ANTRIM.

Clark E. Densmore, Frank M. Severance, James S. Wycoff, Robert E. Maxfield, James M. Wordswords.

BARAGA.

Edward W. Hevard.

BARRY.

Harry A. Durkee, Wm. W. Hampton, Cycus P. Larrabee, Cyrus M. Edmonds, Wm. H. Frost.

BAY.

John C. Greening, Orton Williams, F. W. Bradfield, James Potter, James Vankleek, Chester L. Collins, Frank H. Durell, Alvin Maltby, Frederick A. Meyers, Thomas K. Harding, Frank L. Wands, Irving R. Darrow, Alonzo M. Haynes, Thomas W. Hastings, Elephalet L. Edwards, John King, Nathaniel N. Murphy.

BENZIE.

Wm. A. Joy.

BERRIEN.

Ross Shinn, Charles Whetstone, Julius E. Fletcher, W. M. Smith.

BRANCH.

Henry D. Pessell, Benjamin F. Rolph, Wm. A. Moore, Augustus S. Glessner, Wm. Hurst, David R. Spencer, S. H. Averill, Cortes Pond, Hiram B. Robinson, Frank D. Newberry.

CALHOUN.

Thomas Lyon, Charles C. Boustel, John A. Spaulding, George B. Willard, James L. Whitcomb, William R. Wooden, Edward Wisner, Andrew J. Sutherland, Amos Hamley, Squier C. Boyden, Alexander C. Hamblin, Harvey M. Graham, Joel C. Hopkins, Dwight Sacket.

CASS.

Alexander L. Thorp, Owen L. Allen.

## CHEBOYGAN.

Wm. F. DePrey, Joseph E. Cueny, James W. McDonald.

## CHIPPEWA.

P. H. Fowle, Gustave L. Tremple, Alexander Gurnoe, Charles W. Pickford, Thomas H. Watson, Fremont Cheesbrough.

## CLARE.

George B. Howe, James G. Landry.

## CLINTON.

E. C. McKee, George C. Jarvis, Robert G. Mason, Edward C. Tucker, Casius Alexander.

## EATON.

Floyd R. Lafever, Wm. H. Vanauken.

## EMMET.

Isaac D. Toll.

## GENESEE.

Franklin A. Niles, Hiram H. Bardwell, George M. Walker, Edward H. Thomson, Wm. O. Rogers, James B. Murray, Gilferd E. Houff, Jacob R. Stockdale, David S. Halsted, Gervase P. Power, Edwin F. Lamb, Edward D. Black, Charles D. Childs.

## GRATIOT.

Charles W. Giddings, George McCurdy, Wm. C. Garbutt, Thomas J. Blair, Truman W. Whitney, John C. Oarland, Ansel H. Phinney.

## HILLSDALE.

Stanley S. Fast, Ephraim C. Turner.

## HOUGHTON.

Steven J. Penberthy, James Thomas, James Sowden.

## HURON.

Wm. H. Deadey, George W. Arnott, Ford W. Sellars, James Huxtable, Alexander B. Arthur.

## INGHAM.

D. Henry McComas, Albert D. Pollock, Stephen E. Flansburgh, Charles R. Brown, Emma D. Cook, Marcus M. Atwood, Fred D. Woodworth, Henry B. Carpenter, Solomon D. Newbro, Freda C. Whallon.

## IONIA.

Charles L. Calkins, Charles L. Wilson, Nelson H. Batson, William W. Mitchell, Oscar R. Long, Edwin C. Watkins.

## ISABELLA.

Charles W. Richardson, Walter D. Arnold, John F. Skyring, Frank A. Stiles, Jason H. Struble, Wilmot McCabe, Henry O. Dodge.

## JACKSON.

Timothy B. Halladay, Walter N. Case, Charles F. Knapp, Wm. A. Ernst, Abel N. Howe, Darwin Fitzgerald, Addison P. Cook, Nathan M. Hatt, Miar McLaughlin.

## KALAMAZOO.

Wm. H. Saunders, Eli R. Miller, David H. Taylor, Delos Phillips, Rufus B. Hardy, Jerome B. Turner, Wm. G. Howard, Henry H. Boekaloo, Frank I. Kellogg, Miles B. Miller, Wm. L. Eaton, Elbert L. Page.

## KENT.

Embree B. Lapham, Orris H. Woodin, Ernest A. Stowe, Wm. H. Powers, Harvey P. Yale, Wm. N. White, Frederick J. Morrison, Annie E. Cox, Andries Bevier, George C. Fitch, John H. McGill, Harmon Cowens, Wm. Thornton, Carl Nienhardt, Clinton O. Durgin, Hiram R. Ellis, Trafton H. Pond, Wm. A. Bowen, Allison H. Worden.

## LAKE.

Charles D. Barghoarn.

## LAPEER.

Albert Brown, Theophilus J. Heenan, George E. Arbury, Alexander McLennon, Charles E. Palmerlee, Edwin Lane, John B. Willson, John T. Rich.

## LEELANAW.

Wm. Hitchcock, P. P. Nelson.

## LENAWEE.

David A. Sackner, James Thomson, Harry C. Kinne, Riley Nash, John U. Harkness, Grant R. Hanford.

## LIVINGSTON.

A. Riley Crittenden, Patrick J. Hammell, Albert H. Watson, Lewis Coble.

## MACKINAC.

John Becker, Wm. Stacey.

## MACOMB.

Adam A. Bennett, James M. Hicks.

## MANISTEE.

Abe Sax.

## MARQUETTE.

Ben O. Pearl, Ernest Rankin, Amos R. Harlon, Timothy Nester.

## MASON.

Lewis C. Waldo.

## MECOSTA.

Henry S. Jennings, Alton W. Bennett, Theophilus C. Hunt, O. W. Wernette.

## MISSAUKEE.

Benjamin C. Bonnell, Fred T. Moore, Arlington C. Lewis.

## MONROE.

Samuel H. Jones, Seth C. Randall, Edwin Bristoll, Addis Emmit Dunbar.

## MONTCALM.

Arthur J. Hemingway, Milo Lewis, Wm. A. Sweet, Jr., Newton M. Newhouse, Charles J. Clark, Henry G. Cooley, Winfield S. Miner, Wm. C. Steere, Moses H. Hulin.

## MUSKEGON.

Harvey A. Price, James A. Houtkamp, George M. Duram, James Snow, James Dean.

## NEWAYGO.

Frank A. Basford, James Cook, John G. Rasey, George H. Hobart, Earnest S. Fuller, Jesse McIntire.

## OAKLAND.

Wm. L. Coryell, Fred Ven Hoven, John FitzPatrick, Richard J. Kennay, George F. Gready, James W. Bateman, George Yerkes.

## OCEANA.

Jesse M. Wilson.

## OGEMAW.

Nelson Sharpe, Timothy Edwards.

## ONTONAGON.

John K. Rodgers, Jr.

## OSCEOLA.

James E. Bevins, Wm. Rogers.

## OTSEGO.

Albert A. Crane.

## OTTAWA.

Oscar M. Sherburne, Sumner C. Koon.

## SAGINAW.

George F. Lewis, John G. Owen, Joseph B. Stainford, Horace G. Johnson, John Evon, Horace W. Stewart, Mary Alice Hurst, Charles V. Glover, Sidney W. Wilhelm, Egbert F. Guild, Frank M. Richardson, E. Everett Johnson, Andrew J. French, Sidney S. Wilhelm, Charles P. Hess, George Crabbe.

## SANILAC.

John Leitch.

## SCHOOLCRAFT.

Francis G. Dodge.

## SHIAWASSEE.

Joshua G. Marsh, Welsley W. Warner, Fred M. Briggs, Edwin A. Warren, Rolla P. Bigelow.

## ST. CLAIRE.

George Vanorman, Samuel W. Vance, Frank McElroy, Robert G. Burwell, F. W. H. C. Jarvis, John Cruickshank, Benjamin F. Frost, James J. Lynn, Daniel E. Lynn, Ezra H. Buddington, David Shannon, George C. Smith, Nathan B. Clark, Norman J. Beane, Elmer E. Stockwell, Stuart W. Smith, George Wm. Curtis.

## ST. JOSEPH.

Edward E. Wilcox, Stephen Sweet, Charles H. Blood, Orris P. Coffinberry  
TUSCOLA.

Martha B. Heartt, Horace H. Markham, James Spears, W. E. H. Gaylord,  
Robert Tennant.

## VAN BUREN.

Theodore W. Rogers, Henry M. Brodrick, Charles H. Hastings, Ichabod S.  
Packard, Solon F. Garfield.

## WASHTENAW.

Fred L. Thompson, W. K. Childs, Howard T. Nichols, Andrew J. Warren,  
Eugene Oesterlin.

## WAYNE.

J. W. Donovan, Robert E. Bolger, Daniel D. Tompkins, Cornelius J.  
O'Flynn, P. P. Hutchinson, Stephen D. Curtis, George McGuire, Jude E.  
Dunlap, C. Edward Foster, Frederick A. Harter, Harry M. Gifford, John  
Krashosky, Jeremiah Sheahan, Joseph Schneider, Joel S. Harrison, John J.  
Tuite, W. P. Gillingham, Lewis Lowey, Thomas Smurthwaite, James E. W.  
Lumley, Asa M. Randolph, Francis A. McGinnis, Wm. M. Rathbone, Rodney  
W. Beach, Patrick W. Keating, Charles M. Swift, George H. Chaffin, Andrew  
Forbes, John Murphy, Jr., John Craig, Desire B. Willemin, Amadus T. Moran,  
John M. Lally, James A. Randall, Jerome A. Jamison, Wm. A. Smith,  
Leland B. Case, Frederick Cornehl, Jr., Wm. C. Mahoney, Byron Otis, Albert  
J. Voelkel, Michael Klicline, John Fuller, E. S. Horton, James Playford,  
Walter S. Harsha.

The message was referred to the committee on executive business.

The President also announced the following message:

EXECUTIVE OFFICE, MICHIGAN, }  
Lansing, May 13, 1885. }

*To the Senate:*

Pursuant to the provisions of Senate Joint Resolution No. 19, approved May  
11, 1885, authorizing the Executive to appoint six commissioners to arrange  
for the celebration of the fiftieth anniversary of the admission of this State  
into the Union, I hereby nominate as such commissioners, Thomas D. Gilbert,  
of Kent county, William A. Moore, of Wayne county, James Shearer, of Bay  
county, S. T. Read, of Cass county.

RUSSELL A. ALGER,  
Governor.

The message was referred to the committee on executive business.

The President also announced the following message:

EXECUTIVE OFFICE, MICHIGAN, }  
Lansing, May 13, 1885. }

*To the Senate:*

I hereby nominate Charles D. Long, of Genesee county, a member of the  
State Military Board, in place of Charles Y. Osborn, of Marquette, resigned.

RUSSELL A. ALGER,  
Governor.

The message was referred to the committee on executive business.

The committee on executive business submitted the following report:

The committee on executive business, to whom was referred messages from



the Governor transmitting nominations to the offices of notary public, commissioners to arrange for the celebration of the fiftieth anniversary of the admission of Michigan into the Union, and member of the State Military Board, would respectfully report that they have had the same under consideration and recommend that the Senate do advise and consent to the said several nominations, and ask to be discharged from a further consideration of the subject.

CHARLES R. HENRY, *Chairman.*

Report accepted and committee discharged.

The question being on the adoption of the report,

The same was adopted, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Brown,	Mr. Greiner,	Mr. Kempf,	Mr. Shoemaker,
Cline,	Heisterman,	Manwaring,	Smith, G. A.,
Curtiss,	Henry,	Monroe,	Smith, S. W.,
Davenport,	Hertzler,	Moon,	Spencer,
Davis,	Hubbell,	Sherwood,	Woodruff,
Edwards,			

21

NAYS.

On motion of Mr. Sherwood,

The executive session closed, the time being 5:50 o'clock P. M.

SENATE CHAMBER,  
*Lansing, Mich., June 5, 1885.* }

On motion of Mr. Henry,

The Senate went into executive session at 5:30 o'clock P. M.

Roll called: a quorum present.

The President announced the following message:

EXECUTIVE OFFICE, MICHIGAN,  
*Lansing, June 5, 1885.* }

*To the Senate:*

I hereby nominate the following persons as trustees for the Northern Asylum for the Insane, located at Traverse City:

For the term of six years from January 1, 1885: George A. Farr, of Ottawa county, Henry H. Noble, of Antrim county.

For the term of four years from January 1, 1885: Thomas T. Bates, of Grand Traverse county, Joseph W. French, of St Joseph county.

For the term of two years from January 1, 1885: Alexander Chapaton, Sr., of Wayne county, Charles M. Wells, of Grand Traverse county.

RUSSELL A. ALGER,  
*Governor.*

Mr. Hubbell moved that the Senate do advise and consent to the said nominations, without reference to the committee on executive business,

Which motion prevailed.

The Senate then advised and consented to said nominations, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hueston,	Mr. Pulver,	
Belknap,	Edwards,	Kempf,	Sherwood,	
Brown,	Francis,	Manwaring,	Smith, G. A.,	
Carveth,	Greiner,	Monroe,	Smith, S. W.,	
Cline,	Heisterman	Moon,	Stephenson,	
Curtiss,	Hertzler,	Pennell,	Woodruff,	
Davenport,	Hubbell,	Phelps,		27

## NAYS.

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On motion of Mr. Hubbell,  
The executive session closed, the time being 5:40 o'clock P. M.

SENATE CHAMBER,  
*Lansing, Mich., June 9, 1885.* }

On motion of Mr. Hubbell,  
The Senate went into executive session at 4:25 o'clock P. M.  
Roll called: quorum present.  
The President announced the following message:

EXECUTIVE OFFICE, MICHIGAN, }  
*Lansing, June 9, 1885.* }

*To the Senate:*

I hereby nominate the following persons as commissioners to secure a site and erect the necessary buildings thereon, for a State House of Correction and branch of the State Prison, in the upper peninsula: Peter A. Van Burgen, of Menominee county, Eli P. Roys, of Delta county, James M. Wilkinson, of Marquette county, Eli B. Chamberlain, of Mackinac county, Charles Hebard, of Baraga county, and John Duncan, of Houghton county.

RUSSELL A. ALGER,  
*Governor.*

The message was referred to the committee on executive business.

The President also announced the following message:

EXECUTIVE OFFICE, MICHIGAN, }  
*Lansing, June 9, 1885.* }

*To the Senate:*

I hereby nominate the following named persons as members of the Board of Control of the Michigan Mining School for the terms indicated below: For six years, James N. Wright of Calumet, Houghton county, and Thomas C. Chadbourne of Houghton county; for four years, Charles H. Cady, of Iron Mountain, Menominee county, and Alfred Kidder, of Marquette, Marquette county; for two years, John Senter of Eagle River, Keweenaw county, and John H. Forster, of Meridian, Ingham county. All commissions to date this day.

RUSSELL A. ALGER,  
*Governor.*

The message was referred to the committee on executive business.

The committee on executive business submitted the following report:

The committee on executive business to whom was referred messages from the Governor, transmitting nominations to the offices of commissioners to secure a site and erect a State house of correction and branch of the State Prison in the Upper Peninsula; and also members of the Board of Control of the Michigan Mining School, would respectfully report that they have had the same under consideration and recommend that the Senate do advise and consent to the said several nominations and ask to be discharged from the further consideration of the subject.

H. C. SPENCER, *Acting Chairman.*

Report accepted and committee discharged.

The question being on the adoption of the report,

The same was adopted, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hueston,	Mr. Sherwood,
Belknap,	Edwards,	Kempf,	Shoemaker,
Brown,	Greiner,	Manwaring,	Smith, G. A.,
Carpenter,	Hawley,	Monroe,	Smith, S. W.,
Carveth,	Heisterman,	Moon,	Spencer,
Cline,	Hertzler,	Pennell,	Stephenson,
Davenport,	Hubbell,	Phelps,	Woodruff, 28

#### NAYS.

On motion of Mr. Belknap,

The executive session closed, the time being 4:35 o'clock P. M.

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SENATE CHAMBER, }  
*Lansing, Mich., June 10, 1885.* }

On motion of Mr. Hubbell,

The Senate went into executive session, with open doors, at 2:20 o'clock P. M.

Roll called: quorum present.

The President *pro tem* announced the following message:

EXECUTIVE OFFICE, MICHIGAN, }  
*Lansing, June 10, 1885.* }

*To the Senate:*

I hereby nominate Henry Fralick, of Grand Rapids, Kent county, as a member of the commission to arrange for the "Celebration of the 50th anniversary of the admission of Michigan to the Union," vice Thomas D. Gilbert, resigned.

RUSSELL A. ALGER,  
*Governor.*

Mr. Hubbell moved that the Senate do advise and consent to the above nomination without reference to the committee on executive business;

Which motion prevailed.

The Senate then advised and consented to the said nomination, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Austin,	Mr. Edwards,	Mr. Kempf,	Mr. Shoemaker,
Brown,	Francis,	Manwaring,	Smith, G. A.,
Carpenter,	Greiner,	Monroe,	Smith, S. W.,
Carveth,	Heisterman,	Moon,	Spencer,
Oline,	Hertzler,	Phelps,	Stephenson,
Davenport,	Hubbell,	Pulver,	Woodruff,
Davis,	Hueston,	Sherwood,	President
			<i>pro tem.</i> , 23
			0

## NAYS.

On motion of Mr. Manwaring,  
The executive session closed, the time being 2:25 P. M.

SENATE CHAMBER,  
*Lansing, Mich., June 12, 1885.* }

On motion of Mr. Belknap,  
The Senate went into executive session at 3:35 o'clock P. M.

Roll called: quorum present.

The President announced the following message:

EXECUTIVE OFFICE, MICHIGAN. }  
*Lansing, June 10, 1885.* }

*To the Senate:*

I hereby nominate the following persons as members of the "Board of Managers of the Michigan Soldiers' Home," with terms of office as indicated below: For six years from March 1, 1885, Aaron T. Bliss, of Saginaw City, Saginaw county, and Samuel Wells, of Buchanan, Berrien county; for four years from March 1, 1885, Royal A. Remick, of Detroit, Wayne county, and Byron R. Pierce, of Grand Rapids, Kent county; for two years from March 1, 1885, Michael Brown, of Big Rapids, Mecosta county, and Charles Y. Osburn, of Marquette, Marquette county.

RUSSELL A. ALGER,  
*Governor.*

The message was referred to the committee on executive business.

The President also announced the following message:

EXECUTIVE OFFICE, MICHIGAN, }  
*Lansing, June 12, 1885.* }

*To the Senate:*

I hereby nominate Cornelius Van Loo, of Zeeland, Ottawa county, as member of the Michigan State Board of Corrections and Charities for the unexpired term of E. H. Van Deusen, resigned.

I also nominate George Spalding, of Monroe, Monroe county, as member of the Board of Control of the Industrial Home for Girls, for the unexpired term of Theodore H. Hinchman, resigned.

RUSSELL A. ALGER,  
*Governor.*

The message was referred to the committee on executive business.

The President also announced the following message:

EXECUTIVE OFFICE, MICHIGAN, }  
Lansing, June 12, 1885. }

*To the Senate:*

I hereby nominate the following named persons as members of the "Michigan Board of Pharmacy," with terms to run as below indicated: George McDonald, of Kalamazoo, Kalamazoo county, term to expire December 31, 1885; F. H. Van Emster, of Bay City, Bay county, term to expire December 31, 1886; Jacob Jesson, of Muskegon, Muskegon county, term to expire December 31, 1887; James Vernor, of Detroit, Wayne county, term to expire December 31, 1888; and Christopher Eberbach, of Ann Arbor, Washtenaw county, term to expire December 31, 1889.

RUSSELL A. ALGER,  
Governor.

The message was referred to the committee on executive business.

The President also announced the following message:

EXECUTIVE OFFICE, MICHIGAN, }  
Lansing, June 12, 1885. }

*To the Senate:*

I hereby nominate the following persons, as members of the "State Live Stock Sanitary Commission," for the terms herein specified: Charles F. Moore, of St. Clair, for six years; Henry H. Hinds, of Montcalm, for four years, and Thomas Foster, of Genesee, for two years from the second Tuesday of July, 1885. I also nominate E. A. A. Grange, of Ingham county, as Veterinarian of said Live Stock Sanitary Commission, for two years from the second Tuesday of July, 1885.

RUSSELL A. ALGER,  
Governor.

The message was referred to the committee on executive business.

The President also announced the following message:

EXECUTIVE OFFICE, MICHIGAN, }  
Lansing, June 12, 1885. }

*To the Senate:*

At the session of the Legislature held in 1879, there was enacted a law known as Act No. 250, Laws of 1879, entitled, "An act to establish a separate school for the blind," approved May 31, 1879. Under the provisions of this act, the Executive appointed three commissioners to act with him in selecting a suitable site and erecting thereon buildings for said school for the blind and putting the same into operation (see Sec. 2 of said Act 250, Laws of 1879). By Sec. 11 of said act it was also provided that when said institution should be completed and ready for the reception of pupils, said commissioners should certify that fact to the Governor, who should give public notice of the completion of the buildings, and that pupils would be received at the school. As a matter of fact which is doubtless known to you all, the exigencies of the case made it necessary that pupils should be received long before the school was finished, and therefore the institution has, up to the present time, been under the management of the original board appointed to establish it. The institution is now practically completed, and I have been formally notified to that effect. Therefore, in pursuance of Sec. 13 of said Act No. 250 of the Laws of 1879, I hereby nominate the following Board of Control of the School

for the Blind: For six years—Townsend North, of Vassar, Tuscola county; for four years—Thomas S. Applegate, of Adrian, Lenawee county; for two years—James M. Turner, of Lansing, Ingham county: the terms of said Board of Control to date from the last day of the session of the Legislature of 1885.

RUSSELL A. ALGER,  
*Governor.*

The message was referred to the committee on executive business.

The committee on executive business submitted the following report:

The committee on executive business to whom was referred the messages of the Governor, transmitting nominations to the offices of members of the Board of Managers of the Michigan Soldiers' Home; member of the State Board of Corrections and Charities; member of the Board of Control of the Industrial Home for Girls; members of the Michigan Board of Pharmacy; members of the State Live Stock Sanitary Commission; State Veterinarian; and members of the Board of Control of the School for the Blind, would respectfully report that they have had the same under consideration and ask for further time for consideration of the subject.

H. C. SPENCER, *Acting Chairman.*

Report accepted.

On motion of Mr. Spencer,

The committee was granted further time for consideration of said nominations.

On motion of Mr. Austin,

The executive session closed, the time being 3:45 o'clock, P. M.

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SENATE CHAMBER,  
*Lansing, Mich., June 13, 1885.* }

On motion of Mr. Hubbell,

The Senate went into executive session at 9:15 o'clock, A. M.

Roll called; quorum present.

The committee on executive business submitted the following report:

The committee on executive business to whom was referred the messages of the Governor, yesterday received, transmitting nominations to the offices of members of the Board of Managers of the Michigan Soldiers' Home; member of the State Board of Corrections and Charities; member of the Board of Control of the Industrial Home for Girls; member of the Board of Pharmacy; members of the State Live Stock Sanitary Commission; State Veterinarian, and members of the Board of Control of the School for the Blind, would respectfully report that they have had the same under consideration and recommend that the Senate do advise and consent to the said several nominations, and ask to be discharged from the further consideration of the subject.

H. C. SPENCER, *Acting Chairman.*

Report accepted and committee discharged.

The question being on the adoption of the report,

The same was adopted, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Austin,

Mr. Francis,

Mr. Monroe,

Mr. Smith, G. A.,

Mr. Brown,	Mr. Greiner,	Mr. Moon,	Mr. Smith, S. W.,
Carpenter,	Hawley,	Pennell,	Spencer,
Carveth,	Heisterman,	Phelps,	Stephenson,
Curtiss,	Hubbell,	Pulver,	Woodruff,
Davis,	Hueston,	Sherwood,	Pres. <i>pro tem.</i> ,
Edwards,	Kempf,		26

NAYS.

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On motion of Mr. Hubbell,  
The executive session closed, the time being 9:20 o'clock A. M.

SENATE CHAMBER,  
*Lansing, Mich., June 17, 1885.* }

On motion of Mr. Belknap,  
The Senate went into executive session at 9:40 o'clock A. M.  
Roll called: quorum present.  
The President announced the following message:

STATE OF MICHIGAN, }  
EXECUTIVE OFFICE, }  
*Lansing, June 16, 1885.* }

*To the Senate:*

I hereby nominate the within named persons as notaries public for their respective counties.

RUSSELL A. ALGER, *Governor.*

ALLEGAN.

Alvah D. Botsford, Wm. L. O'Brien, Jr.

ALPENA.

R. Harry Bewick.

BAY.

J. George Trost, John B. McKay, Albert Miller, John Egan, Henry W. Webber, C. H. Rhodes, Robert Leng, James Potter, Frank E. Heunenway, Luther Beckwith, Robert S. Pratt, Francis H. Dodds.

BERRIEN.

Charles A. Johnson, Alexander Emery, Edward W. Marston, Richard M. Goodwin, Bernard E. O'Hara, James Jackson.

BRANCH.

Edward E. Lewis, Edward W. Gorman, Franklin A. Keyes, Elmer E. Palmer, Morey Viets, Jacob L. Munson, Welton J. Barnes, Maggie Phibbs, Wm. G. Moore, Charles N. Legg, Charles F. Ruggles.

CALHOUN.

Orange A. Carrier, James M. French, Albert A. Hang, Wm. J. Webster, Joshua Cawood, Samuel H. Hamblin.

CASS.

Levi Aldrich, Wm. R. Merritt, J. O. Becraft.

CHIPPEWA.

Otto Fowle, Edward H. Brown, Wm. H. Stillwell, Hugh McLarney.

## CLINTON.

Pembroke S. Buck.

## EATON.

Herbert H. Hamilton.

## EMMET.

Philo N. Ferguson.

## GENESEE.

Simeon L. Moon, Samuel E. Howard, Gilfred E. Houff, George D. Crossman, Robert L. Johnson, Henry C. Vanatta, Wm. C. Mathews, Lewis Collier, Wallace Caldwell, Lewis P. Compton, Frank Karrer.

## GRAND TRAVERSE.

David Vinton, John D. Johnson.

## GRATIOT.

Albert L. Hurd, Homer B. Gibson.

## HILLSDALE.

Wm. McDougal.

## HOUGHTON.

Willard E. Gray.

## INGHAM.

Edwin S. Tooker, L. Eugene Hewitt, Gilbert D. Sherman, Alexander Cameron, Gilbert M. Hasty, Charles R. Brown, Caius M. C. Cook, John H. Banghart, Patrick Dolan, Frank E. Church, Patrick Henry Dolan, Amos T. Gunn, Stephen E. Flansburgh.

## IONIA.

Edson P. Gifford, Nathan B. Hayes, Marcellus J. Scanlon, Charles K. Calkins, Charles B. Dextrick.

## IOSCO.

Wm. N. Locke.

## ISABELLA.

James W. Long.

## JACKSON.

Isaiah H. Corbin, James A. Dyer.

## KALAMAZOO.

Charles E. Bailey, George Torrey, Theron Y. Sebring, James Anderson, Tyrrell Rayner, Jr., Charles H. Garrett, Samuel W. Oxenford, David Condon, Edwin W. DeYoe, Charles A. Peck, L. C. West, John D. Sumner, Wm. M. DeYoe.

## KENT.

Frank L. Danforth, Fred Hubbard, James E. McBride, Wilder D. Stevens,



George G. Whitworth, Wm. H. Aylesworth, Charles A. Watt, Charles W. Garfield, John C. Benbow, John T. Elliott, Charles R. Allmand.

LAPEER.

John B. Hough, Andrew Kester, Porter Murphy, E. E. Hemingway, George M. Horton, Wm. L. Abbott, T. H. Arnold.

LENAWEE.

Charles R. Keeber, Caius E. Triplet, Thomas McComb, Austin G. Hall, Harriet Burrige, Peter C. DeGraff, Ann A. Howell, Michael H. Moriarty, Zacharias Cook.

LIVINGSTON.

Terence R. Shields, Hugh A. McPherson.

MACOMB.

Clarence C. Groesbeck, Chas. C. Thorington, Clyde H. Brezzee, George E. Banister, Geo. W. Phillips, Jr., Robert R. Oesterreich.

MANISTEE.

John L. Thornburn, Abe Sax.

MANITOU.

Stella J. Platt, Silas R. Boardman.

MASON.

George N. Stray, Willis E. S. Straight, Henry O. Ransom, F. J. Dowland, Herman N. Morse

MECOSTA.

Austin Herrick, Ephraim H. Evans, Edmund M. Stickney.

MIDLAND.

Myron J. Gue.

MISSAUKEE.

H. N. McIntire.

MONROE.

Henry J. Martin, Samuel H. Jones, John C. Cone, George Cron, O. C. Bacon.

MONTCALM.

Samuel S. Holcomb, C. Newton Smith.

MONTMORENCY.

Tillison Babcock.

MUSKEGON.

George G. Carter, Peter W. Lasby, Arthur Jones, Devillo S. Root, Andrew J. Bradford, Wm. McLaughlin, A. O. Hoyt, Ed. J. Smith, Frederick C. Davendorf, Thomas F. Walker, Wm. H. Stevenson, Fred H. Miller, Stephen H. Clink, Ashford Wood, George R. Hancock, N. W. Andrews.

## NEWAYGO.

Isacher N. Robinson, Kate E. Robinson, John W. Rutherford.

## OAKLAND.

Samuel J. Watts, R. Smith Howard, Joseph Bailey, Jr., Samuel I. Leade, William Doty, Fred Herrington, Wm. H. Talcott.

## OCEANA.

Jesse M. Wilson.

## OGEMAW.

Washington Foster.

## ONTONAGON.

George Asel, Edward E. Paddack, Charles L. Hinkle, Frank F. Jeffers, O. H. Michelson.

## OSCEOLA.

C. O. Trumbull, Charles A. Withey, N. S. Graham, Oscar M. Brownson, Conrad V. Priest.

## OSCODA.

Frank E. Jenkins.

## PRESQUE ISLE.

Vincent Dronsutowicz.

## ROSCOMMON.

Edward Nelson.

## SAGINAW.

Joseph Klien, Emil Schoeneberg, George Maurer, George F. Veenfiet, George G. Mathews, Francis McNally, Robert E. Wrege, John J. Stengel, Patrick Ryan, John H. Trakat, Wm. E. Merritt, Samuel O. Munson, James H. Sleeth, Herman B. Ferris, Peter Dixon.

## SANILAC.

John H. Farley, John Leitch, Wm. E. Scribner.

## SHIAWASSEE.

George W. Chrouh, Henry M. Billings.

## ST. CLAIR.

Robert P. Thompson, James A. Vincent, James E. Lietz, John J. Spinks.

## ST. JOSEPH.

Franklin Wells, Gaston Everitt, Wm. F. Arnold.

## TUSCOLA.

Wm. J. Spears, Henry Knickerbocker, L. A. DeWitt, George J. Hill, Lyman A. Orr.

## VAN BUREN.

Herrick Hodges, Albert P. Thomas.

## WASHTENAW.

Howard T. Nichols, Jacob D. Shults.

## WAYNE.

Frank T. Lodge, John D. Conely, Alpheus D. Allen, Edward McNamara, Jacob E. Vreeland, Guy W. Boudinot, Lewis Torrey, Isaac N. Payne, Desire B. Willemin, Robert Atkinson, Edward S. Horton, Francis F. Palms, John D. Baer, Milton T. Duncanson, John B. Bracht, Frederick Gies, Lyman H. Dean, Richard R. Elliott, Ellwood T. Hance, N. A. Sutherland, Albert B. Lee, Francis C. Rutledge, Henry M. Crittenden, Joseph Henry Jenking, Joseph Greusel, James H. Mason, Alfred Lucking, Richard C. Payment, James A. Girardin, John L. Douglass, James Finn, Wm. M. Dwight, Roscoe B. Wheeler, Wm. H. Candler, Eli K. Simons, E. J. Booth, Eustace C. Browman, Wm. Walker, Samuel A. Beaubien, S. W. Stewart, Martin V. Borgman, Charles C. Stewart, Claude N. Riopelle, John E. McGill, John Carroll, Wm. Bonker, Michael McLaughlin, Henry W. Beeson, John A. Bell.

## WEXFORD.

Henry T. Smith, C. C. Chittenden, Thomas J. Thorp.

The message was referred to the committee on executive business.

The President also announced the following message :

EXECUTIVE OFFICE, MICHIGAN, }  
Lansing, June 17, 1885. }

*To the Senate :*

I hereby nominate the following persons as members of "The Advisory Board in the matter of Pardons" :

Henry C. Wisner of Wayne county, for four years ; Geo. R. Richards, M. D., of Wayne county, for four years ; Albert M. Henry of Wayne county, for two years ; Chester Warriner of Jackson county, for two years.

RUSSELL A. ALGER,  
Governor.

The message was referred to the committee on executive business.

The President also announced the following message :

EXECUTIVE OFFICE, MICHIGAN, }  
Lansing, June 17, 1885. }

*To the Senate :*

I hereby nominate Ottmar Eberbach of Ann Arbor, Washtenaw county, as a member of the State Board of Pharmacy, vice Christian Eberbach, resigned.

RUSSELL A. ALGER,  
Governor.

The message was referred to the committee on executive business.

The President also announced the following message :

EXECUTIVE OFFICE, MICHIGAN, }  
Lansing, June 16, 1885. }

*To the Senate :*

I hereby nominate Theodore H. Hinchman of Detroit, Wayne county, as a member of the "Commission to arrange for the celebration of the 50th anniversary of the admission of Michigan into the Union," vice Wm. A. Moore, resigned.

RUSSELL A. ALGER,  
Governor.

The message was referred to the committee on executive business.

The committee on executive business submitted the following report:

The committee on executive business, to whom was referred the messages of the Governor transmitting nominations to the offices of members of the Advisory Board in the matter of pardons; member of the State Board of Pharmacy; and member of the commission to arrange for the celebration of the fiftieth anniversary of the admission of Michigan into the Union, would respectfully report that they have had the same under consideration and recommend that the Senate do advise and consent to the said several nominations, and ask to be discharged from the further consideration of the subject.

H. C. SPENCER, *Acting Chairman.*

Report accepted and committee discharged.

The question being on the adoption of the report,

The same was adopted, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Austin,	Mr. Davis,	Mr. Hueston,	Mr. Pulver,
Belknap,	Edwards,	Kempf,	Sherwood,
Brown,	Francis,	Manwaring,	Shoemaker,
Carpenter,	Greiner,	Monroe,	Smith, G. A.,
Carveth,	Hawley,	Moon,	Spencer,
Cline,	Heisterman,	Pennell,	Stephenson,
Curtiss,	Hertzler,	Phelps,	Woodruff,
Davenport,	Hubbell,		

30  
0

#### NAYS.

On motion of Mr. Belknap,

The executive session closed, the time being 9:30 o'clock A. M.

#### ERRATA.

[Cross references to these Errata, by numbers, are made in the bill histories.]

1. On page 75, after the sub-heading "third reading of bills" insert:  
"Senate bill No. 17 (file No. 1) entitled."
2. On page 134, after the yea and nay vote, insert:  
"The bill was then ordered printed, referred to the committee of the whole, and placed on the general order."
3. On page 331, after the first and second readings of S. B. 332, the entry should be:  
"On motion of Mr. Shoemaker,  
"The bill was *ordered printed and* referred to the committee on railroads."
4. On page 431, the reference of H. B. 28 (122) should be to committee on "state public school" instead of "education and public schools."
5. On page 468, after the agreement to the amended title of H. B. 77 (24), insert:  
"On motion of Mr. Hawley,  
"By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect."
6. On page 485, the reference of H. H. 85 (137) should be to the committee on "counties and townships," instead of "cities and villages."
7. On page 512, the reference of H. B. 111 should be to committees on "cities and villages," etc., instead of "counties and townships," etc.

8. On page 528, the reference of H. B. 349 (166) should be to the committee on "public health," instead of to "banks and incorporations."

9. On page 635, the reference of H. B. 431 (175) should be to the committee on "education and public schools," instead of "judiciary."

10. On page 681, the reference of H. B. 312 (314) should be to the committee on "Reform School," etc., instead of "House of Correction," etc.

11. On page 727, after the first ye a and nay vote, insert:

"Title agreed to."

12. On page 765, after the ye a and nay vote, insert:

"The bill was then referred to the committee on engrossment and enrollment for enrollment."

13. On page 872, after the ye a and nay vote, insert:

"On motion of Mr. Shoemaker,

"The title and enacting clause of the bill were laid on the table."

14. On page 947, after the motion to order H. B. 129 (45) to take immediate effect, the entry should read:

"Which motion prevailed, two-thirds of all the Senators elect voting therefor."

15. On page 1023, after the first ye a and nay vote, insert:

"Title agreed to."

16. On page 1060, after the motion to take S. B. 1 (20) from the table, insert:

"Which motion prevailed.

"The question being on the motion to amend the bill,

"The same was withdrawn."

17. On page 1061, after the second ye a and nay vote, insert:

"Title agreed to."

18. On page 1071, after the line "Report accepted and committee discharged," the entry should read:

"The bill was ordered printed and re-committed to the committee."

19. On page 1086, the first bill mentioned in the report of the chairman of the committee of the whole, instead of being S. B. 184 (152), should be:

"House bill No. 148 (File No. 152) entitled

"A bill to provide for the incorporation of societies for the promotion of the interests of trade and labor."

20. On page 1104, the first bill mentioned in the report of the chairman of the committee of the whole, instead of H. B. 556 (224), (never received in the Senate), should be:

"House bill No. 395 (File No. 324), entitled

"A bill to amend section 12 of chapter 3 of an act entitled 'An act to revise and consolidate the laws relating to the establishment, opening, improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State,' being act No. 243 of the session laws of 1881, approved June 8, 1881, said section 12 being section 1350 of Howell's Annotated Statutes."

21. On page 1259, the reference of H. B. 506 should be to the committee on "education and public schools," instead of "cities and villages."

22. On page 1292, after the line "which motion prevailed and the bill was so amended," insert:

"On motion of Mr. \_\_\_\_\_,

"The bill was laid on the table."

23. On page 1296, after "By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect," insert:

"The bill was then referred to the committee on engrossment and enrollment for enrollment."

24. On page 1394, the 19th mentioned bill should be:

"19. Senate bill No. 121 (File No. 78), entitled

"A bill to prohibit the levying of highway and drain taxes on the islands in Saginaw Bay."

25. In the Journal of May 27 there is an omission of a motion to take Senate Bill 114 (158) from the table, which motion prevailed.

26. In the Journal of June 17 there is an omission of a motion to request the House to return H. B. 194 (430), which motion prevailed.

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# INDEX.

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This index is composed of the following subdivisions:

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2. History of Senate Bills.
3. History of Senate Joint Resolutions.
4. History of House Bills.
5. History of House Joint Resolutions.
6. General Index to Journal.

## ABBREVIATIONS.

S. B., Senate Bill; S. J. R. Senate Joint Resolution.

H. B., House Bill; H. J. R., House Joint Resolution.

When two numbers are given after one of the above abbreviations, the number in parenthesis is the file number.

When no abbreviation is used, Senate bill is intended.

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190. A bill to amend the charter of the city of Menominee, being act number 228, session laws of 1883, entitled "An act to incorporate the city of Menominee:" introduced by Mr. Stephenson February 18; referred to committee on cities and villages	264

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191. A bill to amend the first and fourth paragraphs of section 11, and the fourth paragraph of section 13, act number 9, session laws of 1882, entitled "An act to provide for the assessment of property and the levy and collection of taxes thereon:"	
introduced by Mr. Moon February 18; referred to committee on taxation	26
[printed as proposed amendment to substitute for number 175.]	
file No. 233.	
reported; indefinitely postponed June 4	1168
192. A bill to provide for a deputy attorney general for the office of attorney general at Lansing:	
introduced by Mr. Monroe February 18; referred to committee on judiciary	264
reported; general order March 12	449
file No. 131.	
reported stricken out; tabled April 8	648
reconsidered; tabled April 10	669
taken up; third reading June 10	1248
193. A bill to amend sections 44 and 45 chapter 147, compiled laws of 1871, relative to estates in real property, being sections 5560 and 5561 of Howell's Statutes:	
introduced by Mr. Spencer February 18; referred to committees on judiciary	264
reported; general order March 26	565
file No. 172.	
reported; third reading April 11	679
passed; immediate effect April 15	712
returned; non-concurred in June 19	1394
194. A bill to amend sections 3, 5, 6, 8, and 13, of chapter 4, section 2 of chapter 5, section 4 of chapter 6, section 1 of chapter 9, sections 11 and 22 of chapter 17, section 2 of chapter 20, section 7 of chapter 22, section 1 of chapter 23, and section 9 of chapter 27, of an act entitled "An act to incorporate the city of Kalamazoo," and to repeal an act entitled "An act to re-incorporate the village of Kalamazoo, and to repeal all inconsistent acts and parts of acts," approved March 15, 1861, as amended by the several acts amendatory thereof, and to add four new sections thereto to be known as section 5 of chapter 6, section 6 of chapter 8, and sections 29 and 30 of chapter 17:	
introduced by Mr. Brown February 18; referred to committee on cities and villages	264
printed for committee March 6	412
file No. 112.	
reported general order March 31	611
committee of whole discharged; third reading April 1	624
passed; title amended by striking out "section 1 of chapter 9" and "section 7 of chapter 22;" immediate effect April 1	637
returned; referred for enrollment April 8	644
reported enrolled April 9	653
approved April 10	666
195. A bill to prevent the sale of, or traffic in animals affected with the disease known as the glanders:	
introduced by Mr. Carpenter February 18; referred to committee on State affairs	265
196. A bill to amend sections 6947 and 6948 of Howell's Statutes, being compiler's sections 5382 and 5383 of compiled laws of 1871, relative to assignment of judgments in justices' courts:	
introduced by Mr. Manwaring February 19; referred to committee on judiciary	274
reported; general order March 26	566
file No. 174.	
reported; third reading May 19	979
passed May 22	1023
returned; referred for enrollment June 9	1241
reported enrolled June 10	1250
approved June 11	1273

197. A bill to amend section 2, of act number 108 session laws of 1871, as amended, being compiler's section 4207 of Howell's Statutes relative to insurance:	
introduced by Mr. G. A. Smith February 19; referred to committee on insurance.....	274
reported; general order March 18.....	505
file No. 151.....	
reported; third reading April 10.....	672
tabled pending third reading April 11.....	677
taken up; third reading June 3.....	1126
passed; immediate effect June 3.....	1145
returned non-concurred in June 19.....	1394
amended title:	
A bill to amend section 2 of act number 108, of the session laws of 1871, as amended, being compiler's section 4207 of Howell's Annotated Statutes relative to the insurance bureau:	
198. A bill to amend sections 2, 3, 4, 9, and 14, of chapter 2, and to add a new section to said chapter to stand as section 15; and to amend sections 4 and 6 of chapter 4, and to amend section 4 of chapter 11, of act number 243 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State," approved June 8, 1881:	
introduced by Mr. Stephenson February 19; referred to committee on roads and bridges.....	275
reported; general order February 27.....	356
file No. 79.....	
reported; third reading March 27.....	589
passed March 28.....	593
returned; referred for enrollment April 20.....	750
reported enrolled April 22.....	779
approved April 25.....	816
199. A bill to amend section 15, act 269 session laws of 1881, entitled "An act to revise and consolidate the laws of this State providing for the drainage of swamps and marshes and other low lands, and to repeal the acts of March 22, 1869, and April 13, 1871, known as the county drain law and township drain law, approved June 11, 1881:"	
introduced by Mr. Stephenson February 19; referred to committee on judiciary.....	275
reported; referred to committee on drainage March 26.....	566
reported; tabled June 16.....	1331
200. A bill making an appropriation for the State military funds for the purchase of ground and the erection of an armory at Jackson, for the use of State troops and independent companies in the city:	
introduced by Mr. Shoemaker February 19; referred to committees on military affairs and appropriations and finance.....	275
printed for committee March 13.....	458
file No. 134.....	
reported; general order May 12.....	931
reported; tabled June 6.....	1220
201. A bill to extend aid to the University of Michigan, and to repeal section 1, act number 32, session laws of 1873, being section 4944 of Howell's Statutes:	
introduced by Mr. Shoemaker February 19; referred to committees on university and appropriations and finance.....	275
printed for committees February 20.....	279
file No. 64.....	
reported; general order March 26.....	564
reported; third reading April 15.....	718
passed; immediate effect April 16.....	724
returned non-concurred in June 19.....	1394
202. A bill making an appropriation for the use and maintenance of the University of Michigan:	
introduced by Mr. Shoemaker February 19; referred to committees on university and appropriations and finance.....	275

printed for use of committees February 20.....	279
file No. 65.....	
reported; general order March 26.....	564
reported; third reading April 15.....	718
passed: immediate effect April 16.....	724
returned substitute; referred to committee on university May 27.....	1050
reported; substitute amended; concurred in June 4.....	1151
returned; non-concurring in amendment; committee of conference June 6.....	1202
reported disagreement June 12.....	1289
retured; receded; concurred in; referred for enrollment June 12 (see erratum 23).....	1294
reported enrolled June 13.....	1302
approved June 17.....	1352
203. A bill to repeal section 2, act 128, laws of 1875, entitled "An act for the es- tablishment of a homœopathic medical department of the University of Michigan," being section 4932 of Howell's Statutes: introduced by Mr. Shoemaker February 29; referred to committee on university.....	276
204. A bill making appropriations for the use and maintenance of the University of Michigan for the years 1885 and 1886: introduced by Mr. Shoemaker February 19; referred to committees on university and appropriations and finance.....	276
printed for committees May 28 (see erratum 18).....	1071
file No. 245.....	
205. A bill to prevent saloons from being maintained in the vicinity of schools: introduced by Mr. Woodruff February 19; referred to committees on liquor traffic and education and public schools.....	276
206. A bill to amend section 708, compiled laws of 1871, being section 746 of How- ell's Statutes, relating to the powers and duties of townships, and election and duties of township officers: introduced by Mr. Woodruff February 19; referred to committee on ju- diary.....	276
reported; general order April 10.....	662
file No. 192.....	
reported third reading May 9.....	913
passed May 12.....	939
returned non-concurred in June 19.....	1395
207. A bill to amend act No. 227 of the laws of 1883, entitled "An act to revise and amend the charter of the city of Saginaw, and to repeal act No. 496 of the laws of 1867, entitled 'An act to amend an act to revise and amend the charter of the city of Saginaw,' approved February 5, 1859," approved March 16, 1883: introduced by Mr. Davenport February 19; referred to committee on cities and villages.....	276
208. A bill to provide for the collection and publication of statistics of divorce in this State: introduced by Mr. Henry February 19; referred to committee on State affairs.....	276
reported; general order March 27.....	582
file No. 179.....	
reported; third reading April 11.....	630
passed April 15.....	713
returned non-concurred in June 19.....	1395
209. A bill making appropriations for the Institution for Educating the Deaf and Dumb for the years 1885 and 1886: introduced by Mr. Belknap February 20; referred to committees on institution for deaf and dumb and appropriations and finance.....	288
reported; general order March 20.....	532
file No. 161.....	
reported; third reading April 11.....	679
passed; immediate effect April 14.....	703
returned; referred for enrollment May 7.....	891
reported enrolled May 8.....	910
approved May 11.....	918

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210. A bill making appropriation for the purchase of additional land, and for improvements at the Institution for Educating the Deaf and Dumb: introduced by Mr. Belknap February 20; referred to committees on institution for deaf and dumb and appropriations and finance.....	288
reported; tabled May 1.....	859
211. A bill to establish and regulate a mining school in the upper peninsula: introduced by Mr. Stephenson February 20; referred to committee on State affairs.....	288
printed for committee March 12.....	451
file No. 132.	
reported; general order March 26.....	565
reported; third reading April 11.....	678
passed; immediate effect April 14.....	700
returned amended; tabled April 29.....	839
taken up; concurred in; referred for enrollment April 29.....	846
reported enrolled April 30.....	854
approved May 5.....	867
212. A bill to incorporate the village of Iron River in the county of Marquette: introduced by Mr. Stephenson February 20; referred to committee on cities and villages.....	282
reported; general order February 27.....	367
file No. 84.	
reported; third reading March 16.....	487
passed; immediate effect March 18.....	513
returned; referred for enrollment March 19.....	527
reported enrolled March 20.....	533
approved March 24.....	542
213. A bill to re-incorporate [amend the charter of] the village of Marine City, in St. Clair county:	
introduced by Mr. Cline February 20; referred to committee on cities and villages.....	288
reported; general order March 5.....	400
file No. 106.	
reported; third reading March 28.....	595
passed; immediate effect March 28.....	601
returned; referred for enrollment April 17.....	747
reported enrolled April 20.....	749
approved April 23.....	789
214. A bill to provide for the construction of a bridge across Black river, on the county line between the townships of Grant, in St. Clair county, and Worth in Sanilac county:	
introduced by Mr. Cline February 20; referred to committee on roads and bridges.....	288
reported; general order February 27.....	356
file No. 76.	
reported; third reading March 12.....	456
passed; immediate effect March 13.....	468
returned; referred for enrollment March 14.....	479
reported enrolled March 16.....	485
approved March 18.....	511
215. A bill to amend sections 8, 10 and 11 of an act entitled "An act to revise and consolidate the several acts relating to the support and maintenance of poor persons," approved April 5, 1869, being sections 1762, 1764 and 1775 of Howell's Statutes:	
introduced by Mr. Phelps February 20; referred to committee on State affairs.....	289
reported; general order February 27.....	360
file No. 81.	
reported; third reading March 27.....	589
passed; March 28.....	592
returned non-concurred in June 19.....	1395
216. A bill to amend sections 1 and 2 of an act entitled "An act to amend an act entitled 'An act to require supervisors, directors and overseers to make certain annual reports to the county superintendents of the poor,' approved April 23, 1875, and to add one new section thereto," approved	

	PAGE.
May 27, 1879, being sections 1810 and 1811 of Howell's Annotated Statutes of 1882:	
introduced by Mr. Phelps February 20; referred to committee on State affairs	289
reported; general order February 27	360
file No. 80.	
reported; third reading March 27	588
passed March 28	592
returned amended; concurred in; referred for enrollment May 5	868
reported enrolled May 5	874
approved May 7	883
217. A bill to provide a uniform system of records and accounts for use of superintendents, overseers and directors of the poor, and keepers of poorhouses:	
introduced by Mr. Phelps February 20; referred to committee on State affairs	289
reported; general order February 27	361
file No. 82.	
reported; third reading March 27	588
passed March 28	592
returned; referred for enrollment May 27	1054
reported; enrolled May 27	1064
approved May 28	1068
218. A bill to provide for an appropriation for the preparation, publication and distribution of the proceedings of the annual meetings of the Michigan superintendents of the poor for the years 1885 and 1886.	
introduced by Mr. Phelps February 20; referred to committee on State affairs	269
reported; referred to committee on appropriations and finance February 27	360
reported; general order March 27	582
file No. 181.	
reported; third reading April 11	680
passed; immediate effect April 15	717
returned amended; tabled May 21	1009
taken up; non-concurred in May 22	1021
returned; referred for enrollment May 27	1049
reported enrolled	1064
approved	1068
219. A bill to amend sections 8 and 75, chapter 10, compiled laws of 1871, being compiler's sections 480 and 585 of Howell's Statutes, with reference to county officers:	
introduced by Mr. Phelps February 20; referred to committee on State affairs	289
reported; general order March 12	452
file No. 136.	
reported; third reading April 8	647
passed; title amended by striking out section "8," "480," April 9	658
returned; non-concurred in June 19	1395
220. A bill to amend chapter 257, compiled laws of 1881, with reference to convicts serving sentence in county jail, by adding a new section to stand as section 23:	
introduced by Mr. Phelps February 20; referred to committee on judiciary	289
reported; indefinitely postponed April 10	663
221. A bill to provide for heating, finishing and furnishing the asylum for insane criminals:	
introduced by Mr. G. A. Smith February 20; referred to committees on state house of correction and appropriations and finance	290
reported; general order March 6	413
file No. 114.	
reported; third reading March 28	602
passed March 30	607
immediate effect April 1	624
returned; referred for enrollment May 21	1009
reported enrolled May 22	1023
approved May 27	1048

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222. A bill to amend sections 9 and 12, act 164, laws of 1877, entitled "An act to authorize cities, incorporated villages and townships to establish and maintain free public libraries and reading rooms," being sections 5183 and 5186 of Howell's Statutes:	
introduced by Mr. Shoemaker February 20; referred to committees on cities and villages and education and public schools .....	290
223. A bill to establish and maintain a free public library in the city of Jackson:	
introduced by Mr. Shoemaker February 20; referred to committees on education and public schools .....	290
reported; general order March 4 .....	389
file No. 99.	
reported; third reading April 9 .....	659
passed; immediate effect April 10 .....	670
returned; referred for enrollment April 20 .....	749
reported enrolled April 22 .....	779
approved April 23 .....	789
224. A bill to amend sections 5, 8 and 33, act No. 372, session laws of 1867, entitled "An act to revise the charter of the city of Flint," approved March 20, 1867, and the acts amendatory thereof:	
introduced by Mr. Spencer February 20; referred to committee on cities and villages .....	290
reported; general order March 10 .....	428
file No. 126.	
reported; tabled April 8 .....	647
225. A bill to prevent accidents upon railroad tracks:	
introduced by Mr. Monroe February 20; referred to committee on railroads .....	290
printed for committee February 28 .....	372
file No. 87.	
226. A bill to amend sections 13, 15 and 17 of article 4 of act No. 198 of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State, and the several acts amendatory thereof," and to add two new sections thereto to stand as sections 22 and 23, for the prevention of trespassing on railroad tracks, and providing penalties for violations of subdivision fifth, section 9 of article 2 of said act number 198, session laws of 1873:	
introduced by Mr. Austin February 20; referred to committee on railroads and printed for committee .....	290
file No. 62.	
reported; general order April 25 .....	811
reported; third reading, reprinted May 15 .....	976
file No. 237.	
tabled pending passage May 26 .....	1039
taken up; not passed; reconsidered; tabled May 28 .....	1042
taken up; third reading June 4 .....	1163
not passed June 5 .....	1185
reconsidered; tabled June 6 .....	1205
taken up; passed June 11 .....	1277
amended title:	
A bill to amend sections 13, 15 and 17 of article 4 of act No. 198 of the session laws of 1863, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State, and the several acts amendatory thereof," and to add one new section to said article 4 to stand as section 22:	
returned; referred for enrollment June 17 .....	1385
reported enrolled June 18 .....	1392
approved June 20 .....	1397
227. A bill making an appropriation for the State industrial home for girls, for the years 1885 and 1886:	
introduced by Mr. Austin February 20; referred to committees on industrial home for girls and appropriations and finance .....	291



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reported, general order March 27.....	584
file No. 183.	
reported; third reading April 16.....	730
tabled pending third reading April 17.....	745
taken up; general order April 23.....	792
reported substitute; third reading April 28.....	826
passed—immediate effect April 28.....	832
[ordered re-printed by House.]	
file No. 236.	
returned amended; tabled June 3.....	1141
taken up; concurred in; referred for enrollment June 10.....	1249
reported enrolled June 10.....	1260
approved June 11.....	1272
228. A bill to repeal section 26, act 174, session laws of 1859, entitled "An act to further preserve the purity of elections, and guard against the abuses of the elective franchise, by a registration of electors," being section 184 of the compiled laws of 1871, and section 111 of Howell's Statutes: introduced by Mr. Austin February 20; referred to committee on election laws.....	291
229. A bill to validate and confirm proceedings under section 35 of the act entitled "An act for the incorporation of manufacturing companies," approved May 1, 1875, being section 4161 of Howell's Statutes: introduced by Mr. Austin February 20; referred to committee on banks and incorporations.....	291
reported; tabled June 11.....	1270
230. A bill to amend sections 8, 22, 53, 57, 63, 64, 68, 73, and 94, act number 9, public acts of 1882, entitled "An act to provide for the assessment of property and the levy and collection of taxes thereon," approved March 14, 1882: introduced by Mr. Henry February 23; referred to committee on taxation.....	299
reported; indefinitely postponed June 4.....	1157
231. A bill to amend section 1, act number 126, laws of 1871, being an act entitled "An act to establish the fiscal year for the treasury of this State, to fix the time of the annual reports of the State officers, and to provide for the printing and distribution thereof," approved April 15, 1871, being section 353 of Howell's Statutes: introduced by Mr. Henry February 23; referred to committee on State affairs.....	299
232. A bill to provide for the sale of certain tax lands: introduced by Mr. ——— February 23; referred to committee on State affairs.....	299
reported; general order May 29.....	1082
file No. 246.	
reported; third reading June 8.....	1225
passed June 9.....	1232
returned; referred for enrollment June 17.....	1361
reported enrolled June 17.....	1372
approved June 17.....	1378
233. A bill making an appropriation for the establishment of an experimental farm upon the plains lands of Iosco county: introduced by Mr. Henry February 23; referred to committee on agricultural interests.....	300
reported; general order June 4.....	1149
file No. 248.	
reported; third reading June 8.....	1224
tabled pending third reading June 9.....	1231
234. A bill to amend section 2 of an act entitled "An act to authorize the formation of county and town agricultural societies," approved February 12, 1855, and amended by act 228, laws of 1881, being section 2169 compiled laws of 1871, the same being section 2304 of Howell's Statutes: introduced by Mr. Sherwood February 23; referred to committee on agricultural interests.....	300
reported; general order March 4.....	390
file No. 101.	

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reported; third reading March 16.....	486
passed March 18.....	518
returned; referred for enrollment April 10.....	668
reported enrolled April 11.....	674
approved April 16.....	722
235. A bill to create a board of public works for the city of East Saginaw, Mich., and to define its powers and duties, and to repeal all laws in conflict therewith:"	
introduced by Mr. Woodruff February 23; referred to committee on cities and villages.....	300
236. A bill to amend sections 9 and 10 of article 2 of act No. 198, of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State." approved May 1, 1873, as amended by act No. 177 of the Public Acts of 1877, approved May 22, 1877, as amended by act No. 116 of the Public Acts of 1883, approved May 24, 1883, relative to the transportation of passengers and freight by railroad companies, being marginal sections 3323 and 3324 of Howell's Annotated Statutes of Michigan:	
introduced by Mr. Edwards February 23; referred to committee on railroads.....	300
printed for committee March 13.....	461
file No. 141.	
237. A bill to establish a state board of medical examiners for the State of Michigan, to regulate the licensing of practitioners of physic and surgery, and to further regulate the practice of medicine and surgery:	
introduced by Mr. Stephenson February 23; referred to committees on judiciary and public health.....	300
printed for committees March 25.....	556
reported; general order June 8.....	1222
file No. 171.	
reported; third reading June 8.....	1227
tabled pending third reading June 9.....	1233
taken up; not passed June 11.....	1287
reconsidered; third reading June 12.....	1292
tabled pending third reading June 15.....	1315
238. A bill to authorize the holding of terms of circuit court within the township of Brighton, Menominee county:	
introduced by Mr. Stephenson February 23; referred to committee on judiciary.....	301
reported; general order April 10.....	663
file No. 193.	
reported; tabled May 9.....	913
239. A bill to amend section 8032 of Howell's Statutes, being compiler's section 6440 of the compiled laws of 1871, relative to the liability of garnishees:	
introduced by Messrs. Pulver and Carveth February 23; referred to committee on judiciary.....	301
reported; tabled June 17.....	1345
240. A bill to amend sections 1 to 13 inclusive and to repeal sections 14 to 20 inclusive of chapter 2 of act number 164, session laws of 1881, section 8 of said chapter being as amended by act number 82, session laws of 1883; also to amend sections 1 to 20 inclusive, and to repeal sections 21 to 25 inclusive, of chapter 3, of act number 164, session laws of 1881; section 15 of said chapter being as amended by act number 93, session laws of 1883; also to amend sections 1 to 14 inclusive, and to repeal sections 15 to 22 inclusive, of chapter 4 of act number 164, session laws of 1881, section 1 of said chapter being as amended by act number 9, session laws of 1883; also to amend sections 1 to 4 inclusive of chapter 10 of act number 164, session laws of 1881, section 1 of said chapter being as amended by act number 28, session laws of 1883, and to amend section 5 of said chapter 10, as enacted by act number 53, session laws of 1883, and to enact ten new sections to stand as sections 6, 7, 8, 9, 10, 11, 12, 13, 14, and 15, of said chapter 10, said act number 164, session laws of 1881, being chapter 196 of Howell's Annotated Statutes; all of said acts, chapters, and sections relating to public instruction and primary schools:	

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introduced by Mr. S. W. Smith February 23; referred to committee on education and public schools.....	301
printed for committee February 24.....	307
file No. 69.	
reported; tabled June 5.....	1187
241. A bill to amend sections 7, 67, 69, 70, 75, 145, 147, 148, and 150, act number 192, session laws of 1861, entitled "An act to incorporate the city of Pontiac," approved March 15, 1861, as amended by the several acts amendatory thereof:	
introduced by Mr. S. W. Smith February 23; referred to committee on cities and villages.....	301
printed for committee March 10.....	429
file No. 127.	
re-printed for committee May 19.....	981
file No. 239.	
reported substitute, passed; immediate effect May 23.....	1016
title of substitute:	
"A bill to amend sections 4, 7, 51, 52, and 116, of act number 192, of the session laws of 1861, entitled "An act to incorporate the city of Pontiac," approved March 15, 1861, as amended by the several acts amendatory thereof, and to add 15 new sections to the act to stand as sections 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, and 203:	
returned; referred for enrollment May 28.....	1076
requested by House; committee on enrollment discharged June 2.....	1093
returned; referred for enrollment June 2.....	1102
reported enrolled June 2.....	1111
approved June 3.....	1121
242. A bill to amend section 2 of chapter 4, act number 326, session laws of 1883, entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883:	
introduced by Mr. Hawley February 23; referred to committee on cities and villages.....	301
reported; general order March 17.....	492
file No. 149.	
reported; third reading April 9.....	659
passed April 10.....	670
returned; referred for enrollment June 9.....	1241
reported enrolled June 10.....	1250
approved June 11.....	1272
243. A bill to authorize the governor to appoint an expert book-keeper to examine the books of the board of auditors of Wayne county:	
introduced by Mr. Hawley February 23; referred to committee on State affairs.....	302
reported; tabled May 15.....	961
244. A bill to regulate the conveyance of convicts to State institutions:	
introduced by Mr. Hawley February 23; referred to committee on State affairs.....	302
reported; general order May 12.....	930
file No. 234.	
reported; stricken out; tabled June 8.....	1225
taken up; concurred in; title, etc., tabled, June 11.....	1281
245. A bill to prescribe the manner in which the board of auditors of Wayne county shall exercise their powers:	
introduced by Mr. Hawley February 23; referred to committee on judiciary.....	302
246. A bill to amend section 1, act No. 52, session laws of 1883, by striking out the seventh clause:	
introduced by Mr. Hawley February 23; referred to committees on cities and villages and liquor traffic.....	302
247. A bill to amend section 17 of act No. 164 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being section 5049 of Howell's Annotated Statutes, relative to qualified voters at district elections:	

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Introduced by Mr. Hawley February 23; referred to committee on education and public schools.....	302
reported; general order March 4.....	388
file No. 94.	
reported; third reading March 10.....	486
passed; immediate effect March 18.....	519
returned non-concurred in June 19.....	1395
248. A bill to repeal section 513 of Howell's Statutes, relative to the powers and duties of the board of auditors of Wayne county:	
introduced by Mr. Hawley February 23; referred to committee on Judiciary.....	302
reported tabled June 17.....	1345
249. A bill to regulate the counting of votes at elections:	
introduced by Mr. Hawley February 23; referred to committee on election laws.....	302
reported; general order April 30.....	849
file No. 225.	
reported; third reading June 8.....	1225
not passed; reconsidered; tabled June 9.....	1232
taken up; third reading June 11.....	1279
passed June 13.....	1307
returned; non-concurred in June 19.....	1395
250. A bill to regulate the holding of caucuses:	
introduced by Mr. Hawley February 23; referred to committee on elections.....	303
reported; general order April 30.....	849
file No. 224.	
reported; third reading June 8.....	1225
passed June 9.....	1231
returned; non-concurred in June 19.....	1395
251. A bill to establish an inebriate asylum:	
introduced by Mr. Hawley February 23; referred to committee on State affairs.....	303
reported; tabled May 15.....	962
252. A bill to amend sections 1, 2, 3, 5, 6, 7, 8, 9, 10, 11, 12 and 13 of chapter 12 of act No. 164, session laws of 1881, and section 4 of same chapter and act, as amended by act No. 93, session laws of 1883, relating to the examination of teachers and supervision of schools; also, to amend section 3 of chapter 4, and section 2 of chapter 5 of act No. 164, session laws of 1881, relating to duties of township clerk and county clerk concerning school reports:	
introduced by Mr. Monroe February 23; referred to committee on education and public schools.....	303
reported; general order March 24.....	542
file No. 168.	
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399. A bill to amend section 7 of chapter 181, compiled laws of 1871, being compiler's section 5666, by adding a new paragraph thereto to stand as paragraph 7, relative to the general provisions concerning courts and the powers and duties of certain judicial officers:	
Introduced by Mr. S. W. Smith February 25; referred to committee on judiciary.....	345
reported; tabled April 21.....	763
400. A bill making an appropriation for the State public school at Coldwater:	
Introduced by Mr. Henry February 25; tabled.....	345
401. A bill to regulate appeals from verdicts rendered in justices' courts in criminal cases:	
Introduced by Mr. Henry February 25; referred to committee on judiciary.....	345
reported tabled April 21.....	763
402. A bill to amend section 12, act No. 9, public acts of 1883, entitled, "An act to provide for the assessment of property and the levy and collection of taxes thereon," approved March 14, 1882, so as to require sworn statements of the taxable property owned by such person, to be made to the supervisor as the basis for assessment:	
Introduced by Mr. Edwards February 25; tabled.....	345
403. A bill to provide for the laying out, opening, and establishing of a State road in the county of Benzie, and making an appropriation of unsold swamp lands therefor, and for the improvement of certain highways in connection therewith:	
Introduced by Mr. Francis February 25; tabled.....	346
404. A bill for the rebuilding, repair, and preservation of the bridges across the An Sable river within the boundaries of the county of Oscoda, and providing for the election of a county bridge commissioner:	
Introduced by Mr. Francis February 25; referred to committee on roads and bridges.....	346
reported; general order February 27.....	356
file No. 77.....	
reported; third reading March 12.....	455
passed March 13.....	466
returned; referred for enrollment April 1.....	630
reported enrolled April 8.....	643
approved April 10.....	666
405. A bill to amend section 21, of an act entitled, "An act to authorize the formation of companies for the running, booming, and rafting logs," being compiler's sections 2778 and 2788 of chapter 88 of compiled laws, 1871, as amended by act No. 22 of session laws of 1873, as amended by act No. 35 of session laws of 1875, as amended by act No. 200 of session laws of 1881, as amended by act No. 80 of session laws of 1883:	
Introduced by Mr. Manwaring February 25; tabled.....	346
406. A bill to provide for the inspection of private bankers, and requiring them to make quarterly reports to the State Treasurer of their financial standing:	
Introduced by Mr. Davis February 25; referred to committee on banks and corporations.....	
reported; tabled June 17.....	
407. A bill to amend section 6719, compiled laws of 1871, being section 8308 of Howell's Statutes, relative to summary proceedings to recover possession of lands:	
Introduced by Mr. Stephenson February 25; referred to committee on judiciary.....	346
reported; tabled June 17.....	1343



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408. A bill to vacate a State road in or near the city of Escanaba: introduced by Mr. Stephenson February 25; referred to committee on roads and bridges.....	347
reported; general order February 27.....	355
file No. 74.....	
reported; third reading March 12.....	455
passed; immediate effect March 13.....	466
returned; referred for enrollment March 14.....	479
reported enrolled March 16.....	485
approved March 17.....	494
409. A bill to amend section 1 of chapter 70 of an act entitled destruction of wolves and other noxious animals: introduced by Mr. Stephenson February 25; tabled.....	347
410. A bill making appropriation for the State prison at Jackson for the years 1885 and 1886: introduced by Mr. Shoemaker February 25; referred to committees on State prison and appropriations and finance.....	347
411. A bill to amend sections 52 to 64, inclusive, of act No. 9, public acts of 1882, relative to the sale of land for delinquent taxes: introduced by Mr. Edwards February 25; tabled.....	347
412. A bill to provide for the preparation and publication of an index to the general laws [passed at the sessions of the Legislature for the years 1882, 1883, 1885 and at stated periods thereafter: ] introduced by Mr. Carveth February 25; tabled.....	347
taken up; referred to committee on judiciary March 5.....	408
reported; general order April 13.....	693
file No. 207.....	
committee of whole discharged; passed: immediate effect May 1.....	863
returned; referred for enrollment May 7.....	891
reported enrolled May 8.....	910
approved May 11.....	918

### HISTORY OF SENATE JOINT RESOLUTIONS.

[Numbered in order of introduction. Printed joint resolutions take a file number.]

1. Joint resolution to hasten the civilization of Indians: introduced by Mr. Hawley January 1; referred to committee on federal relations.....	43
reported, general order January 16.....	66
file No. 1.....	
reported; third reading January 21.....	104
passed January 22.....	114
2. Joint resolution to amend the constitution so as to abolish the board of audi- tors of Wayne county: introduced by Mr. Hawley January 14; referred to committee on judi- ciary.....	47
reported; general order January 22.....	105
file No. 3.....	
reported; third reading February 12.....	197
tabled pending passage February 13.....	213
3. Joint resolution for amendment of section 11, article 15, constitution of the State, relative to reprieves, commutations and pardons: introduced by Mr. Henry January 15; referred to committee on consti- tutional amendments.....	50
reported; general order February 12.....	197
file No. 4.....	
reported; third reading February 24.....	320
read; tabled February 27.....	368
taken up; special order for March 19, March 14.....	481
special order for March 26, March 18.....	512
tabled March 26.....	578
4. Joint resolution proposing an amendment to article 4 of the constitution of this State relative to the prohibition of the manufacture and sale of spir- ituous, malt and vinous liquors, and the rights of property therein, ex-	

cept for mechanical, medicinal, chemical or scientific purposes, by adding a new section thereto, to stand as section 49:	
introduced by Mr. Edwards January 15; referred to committee on liquor traffic and constitutional amendments.....	20
reported; general order February 14.....	519
file No. 5.	
reported; tabled March 6.....	417
5. A joint resolution declaring the necessity of establishing Soldiers' Homes for disabled soldiers and marines who have become disabled since discharged from service, to appoint a joint committee to investigate and report the feasibility of the Dearborn arsenal property for such Home, and what action by Congress should be requested:	
introduced by Mr. Hueston January 15; referred to committee on military affairs.....	52
reported; general order March 24.....	541
file No. 16.	
reported; third reading April 11.....	678
passed—immediate effect.....	700
returned; referred for enrollment April 17.....	740
reported enrolled April 23.....	785
approved April 23.....	789
6. Joint resolution to provide for the exhibition of the horticultural and pomological productions of this State, at the exhibition of the American Pomological Society, to be held in Grand Rapids, Michigan, in September, 1885:	
introduced by Mr. Austin January 17; referred to committee on horticulture and appropriations and finance.....	74
reported; general order January 21.....	101
file No. 2.	
reported; third reading January 28.....	142
passed January 29.....	151
returned; immediate effect; referred for enrollment February 18.....	257
reported enrolled February 19.....	268
approved February 26.....	349
7. Joint resolution for the relief of Lorenzo Buck:	
introduced by Mr. Monroe January 19, referred to committee on military affairs.....	89
reported; general order April 22.....	778
file No. 19.	
reported; tabled May 11.....	922
8. Joint resolution for the relief of Albert Manypenny:	
introduced by Mr. Monroe January 19; referred to committee on military affairs.....	89
reported; general order April 22.....	778
file No. 20.	
reported; third reading May 19.....	979
not passed; reconsidered; tabled May 20.....	988
9. Joint resolution authorizing the Governor and military board to allow the Grand Army of the Republic Picnic Association of Lenawee and Hillsdale counties the use of tents belonging to the State:	
introduced by Mr. Carpenter January 29; referred to committee on military affairs.....	151
10. Joint resolution for the payment of expenses incurred in examination of charges incurred against Nelson Delong, mayor of the city of Muskegon:	
introduced by Mr. Moon January 30; referred to committees on judiciary and appropriations and finance.....	171
reported; passed; immediate effect June 4.....	1160
returned; referred for enrollment June 16.....	1385
reported enrolled June 17.....	1350
approved June 17.....	1369
11. Joint resolution to amend the constitution so that the terms of office of certain State officers shall expire February 1, instead of January 1:	
introduced by Mr. Hawley February 13; referred to committee on constitutional amendments.....	211
reported; general order April 17.....	734

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12. Joint resolution authorizing loan of camp equipage to Knights of Pythias: introduced by Mr. Hubbell February 13; referred to committee on military affairs	216
13. Joint resolution for the relief of Hananiah D. Pugh, Claude C. Walker, and Edward W. Lowe: introduced by Mr. Shoemaker February 14; referred to committee on judiciary	227
reported; tabled June 15	1314
taken up; third reading June 16	1332
not passed; June 17	1367
reconsidered; not passed June 17	1368
motion to reconsider lost June 17	1383
14. Joint resolution providing for the re-argument of the case of "The State vs. The Iron Cliff Company:" introduced by Mr. Hubbell February 14; printed and referred to committee of whole	228
file No. 6.	
reported; tabled February 24	321
15. Joint resolution extending the time for the completion of the Marquette, Houghton & Ontonagon railroad: introduced by Mr. Stephenson February 17; referred to committee on judiciary	241
printed for committee March 4	391
reported; general order March 24	540
file No. 12.	
reported; tabled March 31	615
taken up; third reading April 1	625
passed; immediate effect April 1	628
returned; referred for enrollment May 15	967
reported enrolled May 15	972
approved May 15	974
16. Joint resolution proposing amendments to sections 3, 6, 7, 8, 9, 10, and 11 of article 10 of the constitution of this State, so as to provide for a board of county commissioners in each of the counties of this State, instead of a board of supervisors or county auditors: introduced by Mr. Edwards February 18; referred to committee on constitutional amendments	262
reported; tabled February 27	359
taken up; general order February 28	375
file No. 11.	
reported tabled March 20	535
taken up; general order May 14	957
reported; third reading June 2	1105
not passed June 3	1144
17. Joint resolution proposing an amendment to section 46 of article IV of the constitution of this State, relative to trial by jury: introduced by Mr. Francis February 18; referred to committee on constitutional amendments	263
reported; general order February 27	358
file No. 8.	
reported; tabled June 16	
18. Joint resolution to provide for alphabetically indexing the names of all soldiers from this State in the late war, found upon the records of the Adjutant General's office: introduced by Mr. Edwards February 19; referred to committee on military affairs	274
reported; general order March 17	492
file No. 14.	
reported; third reading March 28	601
passed; immediate effect March 30	606
returned; referred for enrollment May 7	887
reported enrolled May 8	910
approved May 11	917
19. Joint resolution relating to the semi-centennial celebration of the admission of the State of Michigan in the union:	

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	PAGE.
introduced by Mr. Sherwood February 23; referred to committee on appropriations and finance .....	296
reported; general order March 13 .....	459
file No. 13.	
reported; third reading March 23 .....	601
read; tabled March 30 .....	606
taken up; passed; immediate effect April 1 .....	625
returned substitute; concurred in; referred for enrollment May 7 .....	888
reported enrolled May 8 .....	910
approved May 11 .....	917
20. Joint resolution proposing an amendment to section 10 of article 10 of the constitution relative to the board of auditors of Wayne county:	
introduced by Mr. Hawley February 23; referred to committee on constitutional amendments .....	303
reported; general order February 27 .....	358
file No. 9.	
reported; tabled, March 16 .....	487
taken up; third reading April 16 .....	724
passed April 16 .....	725
returned; referred for enrollment May 7 .....	888
reported enrolled May 8 .....	910
approved May 11 .....	917
21. Joint resolution proposing an amendment to section 28 of the schedule of the constitution of this State, relative to the Governor's appointments:	
introduced by Mr. Hawley February 23; referred to committee on constitutional amendments .....	303
reported; general order February 27 .....	359
file No. 10.	
reported; tabled March 20 .....	535
taken up; third reading April 16 .....	724
passed April 16 .....	727
return requested April 17 .....	743
returned; reconsidered; amended; passed April 21 .....	767
22. Joint resolution to authorize and provide for lighting the capitol building and grounds by electric light:	
introduced by Mr. Austin February 23; referred to committee on State capitol and public buildings .....	305
reported; general order February 25 .....	326
file No. 7.	
reported; third reading March 6 .....	417
substitute adopted; passed; immediate effect March 10 .....	434
returned; referred for enrollment April 1 .....	623
reported enrolled April 2 .....	638
approved April 13 .....	696
Title to substitute: Joint resolution to authorize the Board of State Auditors to make investigations to ascertain the cost and expediency of lighting the State capitol building and grounds with electric lights:	
23. Joint resolution authorizing and directing the Auditor General to credit the county of Manitou the sum of fifteen hundred dollars:	
introduced by Mr. Francis February 24; referred to committee on State affairs .....	319
reported; general order April 30 .....	848
file No. 21.	
reported; third reading May 20 .....	990
read; tabled May 27 .....	1063
taken up; passed; title amended so as to read \$891.88; immediate effect June 5 .....	1183
returned; referred for enrollment June 11 .....	1276
reported enrolled June 12 .....	1289
approved June 13 .....	1302
24. Joint resolution directing the Board of State Auditors to settle a claim of Muskegon county against the State of Michigan for shortage in the amount credited by Auditor General to said county under section 10, act 107, public acts of 1883:	

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introduced by Mr. Moon February 24; referred to committee on State affairs .....	319
reported; general order March 10.....	524
file No. 15.....	
reported; third reading April 11.....	678
passed; immediate effect April 14.....	700
returned; referred for enrollment June 11.....	1274
reported enrolled June 12.....	1259
approved June 13.....	1302
25. Joint resolution authorizing the Board of State Auditors to adjust the claims of Peter Des Felder, growing out of the sale of certain State swamp lands:	
introduced by Mr. Belknap February 25; referred to committee on public lands.....	329
reported; passed; immediate effect April 17.....	738
returned; referred for enrollment May 5.....	869
reported enrolled May 5.....	874
approved May 7.....	863
26. Joint resolution to amend section 10 of article 10 of the constitution of the State, relative to boards of supervisors and board of auditors of Wayne county:	
introduced by Mr. Stephenson February 25; referred to committees on constitutional amendments and State affairs.....	336
reported; general order April 17.....	735
file No. 17.....	
reported; tabled May 11.....	922
27. Joint resolution providing for the appointment of a commission for the purpose of inquiring into and reporting upon the desirability and practicability of draining and lowering Thornapple lake, in Barry county:	
introduced by Mr. Carveth February 25; tabled.....	336
28. Joint resolution to provide for placing a statue of Gen. Lewis Cass in the Representative Gallery of Illustrious Americans at the National Capitol:	
introduced by Mr. Hubbell February 25; referred to committees on State affairs and appropriations and finance.....	337
reported; general order May 28.....	1065
file No. 22.....	
reported; third reading, June 6.....	1220
passed June 9.....	1231
returned; referred for enrollment June 16.....	1339
reported enrolled June 17.....	1350
approved June 17.....	1378
29. Joint resolution to authorize the Board of State Auditors to allow a certain sum as compensation for the compilation of the Legislative Manual:	
introduced by Mr. Hubbell February 25; referred to committee on appropriations and finance.....	337
reported; tabled June 3.....	1128
30. Joint resolution to refund to John Macfie certain money paid by him for timber on land claimed by the State, and afterwards patented to him under act No. 275 of the session laws of 1881:	
introduced by Mr. Moon February 25; referred to committee on appropriations and finance.....	337
reported; third reading May 28.....	1066
file No. 23.....	
passed June 11.....	1285
returned; referred for enrollment June 17.....	1361
immediate effect June 17.....	1367
reported enrolled June 17.....	1379
approved June 20.....	1397
31. Joint resolution for the relief of Edward H. Kanter:	
introduced by Mr. Monroe February 25; tabled.....	338
32. Joint resolution for the relief of Frank Z. Thompson;	
introduced by Mr. Monroe February 25; referred to committee on appropriations and finance.....	339
reported; tabled June 16.....	1329
33. Joint resolution for the appointment of commissioners to prepare a code of	

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procedure or simplify and abridge the practice and pleadings of the courts of this State:	
introduced by Mr. G. A. Smith February 25; referred to committee on judiciary.....	339
reported; tabled June 8.....	1221
34. Joint resolution to amend article 10, section 10, of the constitution, relative to board of auditors of Wayne county, making an appeal to circuit courts of said county:	
introduced by Mr. Hueston February 25; tabled.....	340
35. Joint resolution proposing an amendment to section 2, article 4, of the constitution of Michigan, relative to the formation of Senatorial districts, and the election of Senators:	
introduced by Mr. G. A. Smith February 25; referred to committee on constitutional amendments.....	343
reported; general order April 17.....	736
file No. 18.	
reported; third reading June 8.....	1226
read; tabled June 9.....	1233
36. Joint resolution to provide for the appointment of a commission to prepare a code practice and procedure in courts of law:	
introduced by Mr. Shoemaker February 12; referred to committee on judiciary.....	343
reported; tabled June 8.....	1221

## HISTORY OF HOUSE BILLS IN SENATE.

Numbered in order of introduction in House. File numbers are given to bills when printed.

1. Not received.	
2. A bill to regulate the employment of children, young persons, and women in certain cases:	
file No. 4.	
received January 30; referred to committee on labor.....	164
reported amended; general order March 14.....	478
reported; third reading March 20.....	535
passed March 24.....	546
3. A bill to vacate a part of the township of Hamtramck, in the county of Wayne, and to annex the same to the city of Detroit, in said county:	
file No. 47.	
received February 11; referred to committee on cities and villages....	181
4. Not received.	
5. A bill to authorize the township of Taymouth in Saginaw county, to borrow money to be used in the construction of a bridge, and to issue bonds therefor:	
file No. 7.	
received January 28; passed; immediate effect.....	136
6. Not received.	
7. A bill to provide for the penalty of death in certain cases of murder and rape:	
file No. 3.	
received February 28; referred to committee on judiciary.....	374
reported; general order April 25.....	815
made special order for May 14, 2 P. M., May 5.....	872
committee of whole granted leave to sit again May 14.....	960
made special order for May 19, 10:30 A. M., May 15.....	961
committee of whole granted leave to sit again on May 20, 2 P. M., May 19.....	980
report all after enacting clause stricken out, May 20.....	992
indefinitely postponed, May 20.....	994
notice of motion to reconsider, May 20.....	994
Senator Spencer's vote for indefinite postponement, May 21.....	1001
8-9. Not received.	

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10. A bill to revise and consolidate the laws relative to the State prison and to the house of correction and reformatory at Ionia, and the government and discipline thereof, and to repeal all acts inconsistent therewith: file No. 337.	
received June 3; referred to committees on State prison and State house of correction.....	1123
reported; general order June 6.....	1197
made special order for June 16, 10 A. M., June 15.....	1319
committee of whole granted leave to sit again, June 16.....	1325
reported; third reading June 16.....	1333
passed June 17.....	1367
notice of motion to reconsider, June 17.....	1374
motion to reconsider tabled, June 17.....	1381
11. A bill to repeal section 45, and to amend sections 46 and 47 of act No. 176 of the session laws of 1877 entitled, "An act to regulate and govern the State house of correction and reformatory at Ionia," file No. 15.	
received February 20; referred to committee on State house of correction.....	281
reported; general order February 27.....	358
reported; tabled March 16.....	487
12-14. Not received.	
15. A bill to amend section 4 of an act entitled, "An act supplementary to an act entitled, 'An act to establish the Detroit house of correction and to authorize the confinement of convicted persons therein,'" approved March 27, 1867, being compiler's section 9867 of Howell's Annotated Statutes, and to add a new section thereto, to stand as section 7 of said act, in place of section 7 which was repealed by act No. 67, approved May 10, 1879:	
file No. 16.	
received February 16; referred to committee on judiciary.....	233
reported; tabled April 21.....	758
taken up; recommitted to committee on judiciary June 3.....	1126
reported; general order June 4.....	1159
reported; third reading June 15.....	1318
passed; effect July 1, 1886—June 17.....	1385
16. A bill to authorize the township of Thomastown, in Saginaw county, to raise money by issuing the bonds of said township for the purpose of procuring the free crossing of the bridge of the State Road Bridge Company, by the taxpayers of said township of Thomastown during the unexpired time for which said bridge company is chartered, and to authorize said township and said bridge company to contract with each other in relation thereto:	
received; passed; immediate effect June 16.....	1340
17. A bill to amend section 8 of an act entitled "An act to establish a board of police and fire commissioners in the city of Grand Rapids, and to prescribe their powers and duties," approved May 24, 1881: file No. 134.	
received March 16; referred to committee on cities and villages.....	487
reported; general order April 21.....	799
reported; third reading May 20.....	990
passed; immediate effect May 27.....	1060
18. A bill to secure the minority of stockholders in corporations organized under general laws the power of electing a representative membership in boards of directors: file No. 83.	
received March 19; referred to committee on banks and incorporations	
reported substitute entitled "A bill to secure the minority of stockholders in corporations organized under general laws the power of electing a representative member in boards of directors;" general order April 17.....	733
made special order for April 23, 2 P. M., April 17.....	734
made special order for April 23, 2 P. M., April 22.....	783
reported; third reading April 23.....	794
passed April 24.....	797

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notice of motion to reconsider April 24.....	803
re-transmitted with veto message May 15.....	965
reconsidered and tabled May 15.....	967
taken up; tabled May 20.....	991
taken up; passed by two-thirds vote May 21.....	998
19. A bill to repeal an act entitled "An act to promote immigration to Michigan," approved April 3, 1869, and the act amendatory thereof, entitled "An act to amend sections 1 and 2 of an act entitled 'An act to promote immigration in Michigan,'" being compiler's sections 206 and 207 of the compiled laws of 1871, approved June 10, 1891, and to abolish the office of commissioner of immigration as by said act and amendatory act provided for, and to transfer the books and archives of said office to the office of the Secretary of State of the State of Michigan:	
file No. 131.	
received March 13; referred to committee on State affairs.....	463
reported; passed; effect June 1, 1885, March 19.....	524
20. A bill to amend and to repeal certain sections of the charter of the city of Negaunee, Marquette county:	
received January 22; referred to committee on cities and villages.....	109
reported; general order March 5.....	399
reported; passed; immediate effect March 6.....	421
21. A bill to incorporate the public schools of the township of Green, in the county of Alpena:	
file No. 94.	
received March 4; referred to committee on education and public schools.....	393
reported; general order March 14.....	473
reported; third reading March 20.....	535
passed; immediate effect March 24.....	547
22. A bill to provide for a uniform system of examination of teachers for the county of Alpena:	
file No. 93.	
received March 4; referred to committee of education and public schools.....	393
reported; tabled March 14.....	472
taken up; recommitted to committee on education and public schools April 10.....	669
reported; general order April 13.....	695
committee of whole discharged; passed; immediate effect, April 25.....	819
23. Not received.	
24. A bill to re-organize the Supreme Court, and fix the salaries of the justices thereof:	
received Feb. 20; referred to committees on judiciary and appropriations and finance.....	280
reported substitute; printed; general order June 4.....	1159
file No. 429.	
25. A bill to legalize the assessment roll of the township of Watertown, in the county of Clinton, for the year 1879:	
received January 26; referred to committee on judiciary.....	118
reported substitute; passed; immediate effect; February 13.....	200
26. A bill to authorize the township of Thomastown, in the county of Saginaw, to contract with the State road bridge company for the right for the tax payers of said township to cross said company's bridge free of toll, during the unexpired term of said company's charter, and to raise the necessary money to pay for the use of said bridge:	
received January 22; passed; immediate effect.....	109
27. A bill making an appropriation for the support of the State public school, and for making improvements at that institution;:	
file No. 109.	
received March 31; referred to committees on State public school and appropriations and finance.....	613
reported; general order April 10.....	665
reported; third reading April 24.....	805
passed; immediate effect April 24.....	807
28. A bill to amend sections 10, 11, 12, 13, 14, 16, 17, 21, 22 and 23 of chapter 50	



of Howell's Annotated Statutes of Michigan for 1882, relating to the State public school for dependent and neglected children, being compiler's sections 1971, 1972, 1973, 1974, 1975, 1977, 1978, 1981, 1982, 1983, and to add a new section thereto which shall be known as section 18: file No. 122.	
received March 10; referred to committee on State public school [see erratum 4].....	431
reported; general order March 12.....	451
committee of whole discharged; re-committed to committee on State public school March 14.....	481
reported; general order March 16.....	484
reported; third reading March 26.....	579
tabled pending third reading March 27.....	588
taken up; re-committed to committee on State public school, with instructions, March 31.....	614
reported; general order March 31.....	614
committee of whole discharged; passed; immediate effect March 31....	616
29-30. Not received.	
31. A bill to amend section 4, act No. 164 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," approved May 21, 1881, said section 4 being compiler's section 5029 of Howell's General Statutes: file No. 163.	
received May 22; referred to committee on education and public schools	1019
reported; general order June 6.....	1198
committee of whole discharged; passed; immediate effect June 13....	1307
32. A bill for the formation of corporations for the cultivation of art: file No. 49.	
received February 11; passed; immediate effect.....	—
33-35. Not received.	
36. A bill to amend section 8 of chapter 179 of the Compiled Laws of 1871, being compiler's section 5532, relative to criminal proceedings before justices of the peace: file No. 18.	
received January 30; referred to committee on judiciary.....	166
reported; tabled April 13.....	688
taken up; general order May 15.....	970
reported; third reading June 4.....	1163
passed June 5.....	1192
37. A bill to amend sections 4 and 5 of an act entitled "An act to provide for the construction and maintenance of macadamized roads in Bay county," approved April 24, 1883: file No. 182.	
received April 16; referred to committee on roads and bridges.....	723
reported; general order April 17.....	733
committee of whole discharged; third reading May 6.....	878
passed; immediate effect May 7.....	895
38. A bill to repeal an act entitled "An act to provide for the prevention and punishment of horse stealing," approved May 9, 1877, being act number 102 of the public acts of 1877: file No. 21.	
received January 30; referred to committee on judiciary.....	166
reported; tabled April 13.....	688
39. Not received.	
40. A bill to incorporate the public schools of the village of Ovid, Clinton county: file No. 381.	
received May 12; referred to committee on education and public schools.....	935
reported; general order June 4.....	1161
reported; third reading June 15.....	1318
passed—immediate effect June 17.....	1371
41. A bill to incorporate the village of West Branch in Ogemaw county:	

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received January 30; passed; immediate effect .....	165
42-44. Not received.	
45. A bill to authorize the burial of the body of any discharged ex-union soldier, sailor, or marine of this State, who shall hereafter die, without leaving means sufficient to defray funeral expenses:	
file No. 20.	
received January 28; referred to committee on military affairs.....	135
reported; general order May 15. ....	963
reported; third reading June 4. ....	1164
passed; immediate effect June 6.....	1206
46. Not received.	
47. A bill to provide for the incorporation of mutual insurance companies to insure against cyclones, wind-storms, and tornadoes, and defining their powers and duties:	
file No. 35.	
received February 13; referred to committee on insurance.....	209
reported general order February 14.....	221
reported; third reading February 16.....	235
read third time; tabled February 17.....	246
48. A bill to amend section 1, of chapter 178, of the compiled laws of 1871, entitled "An act to amend chapter 93 of the revised statutes of 1846, entitled 'of courts held by justices of the peace,'" the same being section 6814 of Howell's Annotated Statutes:	
file No. 9.	
received January 30; referred to committee on judiciary.....	164
reported; tabled April 13.....	689
49-50. Not received.	
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58. A bill to revise and amend sections 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 17, 19, and 20 of an act entitled, "An act to establish and organize a municipal court in the city of Grand Rapids to be known and called 'the police court of Grand Rapids,' and to repeal an act entitled an act to establish and organize a police court in the city of Grand Rapids, approved April 30, 1873, and all amendments thereto, and all acts and parts of acts in any wise contravening the provisions of this act," being act No. 76 of the session laws of 1879, approved May 13, 1879:	
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77. A bill to amend an act entitled "An act relative to justices' courts in the city of Detroit," being act number 280 of the session laws of 1893, approved April 25, 1883:	
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passed May 28.....	1072
180. A bill to prevent accidents by line shafting used on fair grounds or other public places where machinery is running on exhibition:	
file No. 331.	
received April 29; referred to committee on agricultural interests....	840
reported; general order, May 15.....	963
reported; third reading June 4.....	1163
passed June 6.....	1193
181. A bill to amend section 5 of chapter 178 of the compiled laws of 1871, entitled "An act to amend chapter 93 of the revised statutes of 1846, entitled 'Of courts held by justices of the peace,'" the same being section 6818 of Howell's Annotated Statutes:	
file No. 103.	
received March 4; referred to committee on judiciary.....	394
reported, general order April 21.....	757
reported; third reading May 19.....	981
passed; immediate effect May 23.....	1028
182. Not received.	
183. A bill to amend and revise the charter of the city of Port Huron:	
file No. 73.	
received March 18; referred to committee on cities and villages.....	512
reported; passed; immediate effect March 26.....	569
requested returned April 1.....	624
received; tabled April 8.....	646
taken up; re-considered; referred to committee on State affairs Apr. 9	656
reported tabled April 24.....	798
taken up; read third time; tabled May 21.....	1000
taken up; not passed; re-considered; tabled May 22.....	1013
requested returned to House; taken up May 28.....	1070
received June 6; referred to committee on cities and villages.....	1200
reported passed; immediate effect June 11.....	1278
184. A bill to amend section 4 of title 1; section 3 of title 2; sections 14 and 18 of title 3; sections 12, 23, and 33 of title 4; section 23 of title 5; sections 1, 2, and 4 of title 6; and section 10 of title 10, of an act entitled "An act to revise the charter of the city of Grand Rapids, being amendatory of an act entitled 'An act to incorporate the city of Grand Rapids, approved April 2d, 1850,' as amended by the several acts amendatory thereof," approved March 29, 1877, as amended by act No. 379 of the session laws of 1879, approved May 23, 1879, as amended by act No. 365 of the session laws of 1881, approved April 29, 1881:	
file No. 123.	
received March 4; referred to committee on cities and villages.....	392
reported; general order March 17.....	493
committee of whole discharged; third reading March 19.....	529
passed; immediate effect March 19.....	530
185-187. Not received.	
188. A bill to detach certain territory from the present township of Roscommon, in the county of Roscommon, and to attach the same to the township of Nester, in said county:	
file No. 116.	
received March 5; referred to committee on counties and townships...	408
189-191. Not received.	
192. A bill to prohibit the use of scrip or store orders in the payment of wages of laborers in shops and factories:	
file No. 349.	
received May 22; referred to committee on banks and incorporations..	1020
reported; general order May 29.....	1081
reported; all after enacting clause stricken out; tabled June 8.....	1235

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193. A bill to amend section 1, of act 240, of the session laws of 1881, being continuous sections 9134 of Howell's Annotated Statutes of Michigan, entitled, "An act to amend section 7563 of the compiled laws of 1871, as amended by act 93 of the session laws of 1875, relative to offenses against property:" file No. 231. received April 11; referred to committee on judiciary .....	682
reported; tabled April 21 .....	761
194. A bill to establish a board of building inspectors in and for the city of Detroit, and to define its powers and duties: file No. 268. received April 15; referred to committee on cities and villages .....	708
reported; general order April 24 .....	799
committee of whole discharged; third reading May 14 .....	958
passed May 19 .....	978
requested returned May 26 .....	1042
received; reconsidered; referred to committee on cities and villages May 28 .....	1069
reported substitute; printed; general order, June 5 .....	1171
file No. 430. committee of whole discharged; third reading June 11 .....	1281
passed; immediate effect June 13 .....	1306
requested returned from House (see errata.) .....	
received; reconsidered; amended; passed June 17 .....	1373
195. A bill to provide for the appointment of a State live stock sanitary commission and a State veterinarian, and to prescribe their powers and duties, and to prevent and suppress contagious and infectious diseases among the live stock of the State: file No. 218. received May 13; referred to committee on State affairs .....	946
reported; general order May 21 .....	996
reported; third reading June 4 .....	1164
passed; immediate effect June 6 .....	1204
196. A bill to authorize and empower the township of Glencoe, in the county of Lake, to sue for and collect all moneys belonging to school district No. 1 in said township, to authorize and direct the supervisor of said township to institute criminal proceedings against any person or persons who have embezzled or may embezzle funds or property belonging to said district, and to authorize the township treasurer of said township, under the direction of the township board thereof, to receive, hold, or loan in trust all funds belonging to said district for the benefit thereof, and to act as trustee and custodian of the property and effects belonging thereto: file No. 89. received March 4; referred to committee on judiciary .....	392
reported; general order March 17 .....	490
committee of whole discharged; third reading March 19 .....	528
passed; immediate effect March 19 .....	529
197. A bill to amend compiler's section 5372 of the compiled laws of 1871, and all acts amendatory thereto, and being compiler's section No. 6937 of Howell's Annotated Statutes, relative to the transfer of causes in justices' courts: file No. 130. received March 17; referred to committee on judiciary .....	496
reported; tabled May 8 .....	904
198. A bill to amend sections 7, 25, and 34, of an act entitled, "An act for the reorganization of the military forces of the State of Michigan," approved January 18, 1862, being sections 874, 892, and 901, of Howell's Annotated Statutes: file No. 419. received June 9; referred to committee on military affairs .....	1241
reported; passed; title amended to read: "A bill to amend sections 7 and 25, of an act entitled, 'An act for the reorganization of the military forces of the State of Michigan,' approved January 18, 1862, being sections 874 and 892, of Howell's Annotated Statutes:"	

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199. Not received.	1269
200. A bill to amend compiler's section 6217, of the compiled laws of 1871, relative to service of process in the action of ejectment, being section 7801 of Howell's Annotated Statutes of Michigan:	
file No. 99.	
received March 4; referred to committee on judiciary.....	392
reported; general order March 17.....	491
reported; third reading March 28.....	595
passed March 28.....	598
201. A bill to incorporate the village of Gladwin in the county of Gladwin:	
received February 13; referred to committee on cities and villages....	209
reported; passed; immediate effect February 14.....	217
202. A bill to amend chapter 5 of an act entitled "An act to incorporate the city of Ishpeming, in the county of Marquette," approved April 10, 1873, adding thereto three new sections, and to add thereto one new chapter, to stand as chapter 15:	
received March 4; referred to committee on cities and villages.....	395
reported; general order March 5.....	399
reported; third reading March 6.....	421
passed; immediate effect March 6.....	422
203. Not received.	
204. A bill to authorize the village of Evart to raise money to make public improvements in the village of Evart:	
received; passed; immediate effect February 20.....	282
return requested February 25.....	329
received; reconsidered; amended; passed; immediate effect February 27	365
205. Not received.	
206. A bill to amend section 1 of an act entitled "An act to authorize the judges of probate in certain counties to appoint a register, and prescribing his duties and compensation," approved March 30, 1869, as amended, being compiler's section 535 of Howell's Annotated Statutes of Michigan:	
file No. 270.	
received April 15; referred to committee on judiciary.....	708
reported; general order April 21.....	758
reported; third reading May 11.....	922
read third time; tabled May 13.....	949
taken up; passed May 22.....	1023
requested returned June 3.....	1141
received; tabled June 6.....	1200
taken up; amended; passed June 17 (see erratum 15).....	1368
207. A bill to amend sections 1, 2, 3, 4 and 5 of chapter 215 of the compiled laws of 1871, relative to "certain liens upon real property" and the acts amendatory thereto, the same being sections 8377, 8378, 8379, 8380 and 8381, of the General Statutes of the State of Michigan, as compiled by Andrew Howell:	
file No. 140.	
received April 25; referred to committee on judiciary.....	817
reported; general order May 21.....	997
reported; third reading June 6.....	1219
passed June 17.....	1372
208-209. Not received.	
210. A bill to make it a misdemeanor to unhitch any horse or team or to ride or drive the same away, in certain cases:	
file No. 81.	
received February 25; referred to committee on judiciary.....	328
reported; general order April 13.....	656
reported; third reading May 8.....	906
passed May 12.....	938
211. A bill to amend section 1 of act number 138 of the public acts of 1875, relative to subjects for dissection for the advancement of science, approved April 27, 1875, as amended by act number 16 of the public acts of 1881, approved March 2, 1881, the same being section 2110 of the compiled laws of 1871, as amended, the same being chapter 72, section 2284 of Howell's Annotated Statutes of Michigan:	

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file No. 97.	
received March 26; referred to committee on public health.....	574
reported; general order April 11.....	675
reported; amendments printed in Journal April 28.....	834
reported; third reading April 30.....	867
passed May 1.....	863
212-214. Not received.	
215. A bill to amend an act entitled "An act to revise an act entitled 'An act to incorporate the Board of Education of the city of East Saginaw,' " and all acts amendatory thereto:	
file No. 169.	
received March 27; read third time; referred to committee on education and public schools.....	586
reported; passed; immediate effect April 1.....	619
216. A bill to provide for the better protection of the health, comfort, and safety of persons employed in shops and factories:	
file No. 327.	
received June 16; referred to committee on labor.....	1339
reported; tabled June 17.....	1353
217-218. Not received.	
219. A bill to change the name of Mabel E. Wilber to Mabel E. Cook:	
file No. 157.	
received March 17; referred to committee on State affairs.....	494
reported; general order March 19.....	525
reported; third reading March 28.....	595
passed; immediate effect March 28.....	600
220. Not received.	
221. A bill to change the name of Celia Jane Marshall to Celia Jane McCuaig, and to make her the heir-at-law of Alexander McCuaig:	
received March 24; referred to committee on State affairs.....	544
reported; general order March 26.....	564
reported; tabled March 31.....	615
taken up; third reading April 1.....	625
passed; immediate effect April 1.....	629
222. A bill to authorize the village of Harbor Springs to raise money to aid in the construction of a court-house for the county of Emmet:	
received; passed; immediate effect February 13.....	204
requested returned February 27.....	367
received March 3; reconsidered; amended; passed; immediate effect.....	379
228. A bill to secure the enforcement of the laws regulating the fisheries of this State, and the gathering of fishery statistics, for the appointment of an inspector and wardens for that purpose, and defining the duties of such officers and all persons in relation to the same, and to make appropriation therefor:	
file No. 120.	
received May 12; referred to committees on fisheries, State affairs and appropriations and finance.....	934
reported; general order May 28.....	1067
special order for June 9, 2 P. M., June 3.....	1127
reported; all after enacting clause stricken out; non-concurred; tabled June 9.....	1235
224. A bill to amend an act entitled "An act to protect fish and to preserve the fisheries of this State," approved March 21, 1865, being act number 350 of the session laws of 1865, by adding two new sections to be designated as sections 12 and 13:	
file No. 136.	
received March 13; referred to committee on fisheries.....	465
reported; general order March 26.....	567
ordered reprinted March 28.....	590
file No. 804.	
special order for April 17, 2 P. M. April 15.....	711
reported; third reading April 17.....	745
passed April 21.....	773
reconsidered; amended; passed April 23.....	783
225. A bill to repeal sections 4 and 7 of an act entitled "An act to protect fish	

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and preserve fisheries of this State," approved March 21, 1865, designated as sections 2166 and 2169 of chapter 63 of the general statutes in force:	
file No. 114.	
received March 5; referred to committee on fisheries.....	406
reported; general order March 18.....	506
reported; third reading March 28.....	595
read third time; tabled March 28.....	600
taken up; third reading April 1.....	625
passed April 1.....	629
226. A bill to amend section 3 of an act entitled "An act to protect fish and preserve the fisheries of this State," approved March 21, 1865, designated as section 2165 of chapter 63 of the general statutes in force:	
file No. 118.	
received March 6; referred to committee on fisheries.....	420
reported; general order March 26.....	567
ordered reprinted March 28.....	590
file No. 302.	
special order for April 17, 2 P. M., April 15.....	711
reported; third reading April 17.....	746
passed April 21.....	770
227. Not received.	
228. A bill to facilitate the giving of bonds required by law:	
file No. 378.	
received May 20; referred to committee on judiciary.....	988
reported; general order May 28.....	1067
reported; third reading June 6.....	1220
passed June 11.....	1285
229. A bill to amend section 13 of chapter 150 of the Revised Statutes of Michigan, of 1846, the same being compiler's section 9019 of Howell's Annotated Statutes of Michigan of 1882, relative to fees of constables in civil cases:	
file No. 91.	
received March 4; referred to committee on judiciary.....	393
reported; general order March 25.....	552
reported; third reading March 31.....	615
not passed April 1.....	627
230. Not received.	
231. A bill to amend section 5935 of the compiled laws of 1871, relative to evidence, the same being section 7508 of Howell's Annotated Statutes:	
file No. 98.	
received March 4; referred to committee on judiciary.....	395
reported; general order April 13.....	696
reported; tabled May 8.....	907
232. Not received.	
233. A bill to incorporate the village of Elsie, Clinton county:	
received February 27; read third time; referred to committee on cities and villages with instructions.....	365
reported substitute entitled "A bill to incorporate the village of Elsie;" passed; immediate effect February 28.....	371
234. A bill to amend section 6 of act No. 259 of the session laws of 1881, entitled "An act to regulate the sale of spirituous, malt, brewed, fermented and vinous liquors, to prohibit the sale of such liquors to minors, intoxicated persons, and to persons in the habit of getting intoxicated, to provide a remedy against persons selling liquors to husbands or children in certain cases, and to repeal all acts or parts of acts inconsistent herewith," approved June 10, 1881, the same being section 2275 Howell's Annotated Statutes:	
file No. 178.	
received April 1; referred to committee on liquor traffic.....	624
reported; general order April 17.....	738
reported; all after enacting clause stricken out; tabled May 9.....	913
235. A bill to amend section 45 of chapter 158 of the compiled laws 1871, relative to the payment of debts and legacies of deceased persons, the same being section 5932 of Howell's Annotated Statutes:	
file No. 128.	
received March 10; referred to committee on judiciary.....	432



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reported; general order April 13.....	684
reported; third reading May 5.....	871
passed May 7.....	894
236. A bill to amend section 5, chapter 3, of act 311, session laws of 1881, in reference to the election of officers for the city of Stanton:	
received March 13; referred to committee on cities and villages.....	464
reported; general order March 14.....	474
reported; passed; immediate effect March 20.....	535
237-239. Not received.	
240. A bill to provide for the number of jurors in trials of civil actions in courts of record:	
file No. 102.	
received March 4; referred to committee on judiciary.....	394
reported; general order April 13.....	685
reported; all after enacting clause stricken out; title and enacting clause tabled May 8.....	907
241. A bill to amend sections 40, 44, and 48 of an act entitled "An act to provide for holding general and special elections," approved June 27, 1851, being sections 71, 75, and 79 of the compiled laws of 1871:	
file No. 409.	
received June 4; referred to select committee on election laws.....	1166
reported; general order June 11.....	1271
committee of whole discharged; passed June 17.....	1373
242-244. Not received.	
245. A bill to amend section 15 of chapter 123 of the revised statutes of 1846, as subsequently amended, being compiler's section 6709 of the compiled laws of 1871, being section 8298 of Howell's Annotated Statutes, relating to summary proceedings to recover possession of land:	
file No. 261.	
received April 25; referred to committee on judiciary.....	818
reported; general order May 11.....	917
reported; third reading June 3.....	1147
indefinitely postponed June 4.....	1170
246. A bill to change the names of certain streets in the city of Bay City:	
file No. 262.	
received April 28; referred to committee on cities and villages.....	830
reported; passed; immediate effect May 13.....	952
247. Not received.	
248. A bill to amend section 2 of an act entitled "An act to amend sections 2, 3 and 5 of chapter 240 of the compiled laws of 1871, the same being compiler's sections 7478, 7479, and 7481," the same being section 9053 of Howell's Annotated Statutes, relative to the fees of justices of the peace, constables, and sheriffs in criminal cases:	
file No. 269.	
received April 15; referred to committee on judiciary.....	709
reported; general order April 21.....	758
reported; all after enacting clause stricken out; title and enacting clause tabled May 11.....	923
249. A bill to authorize the board of supervisors of the county of St. Joseph to dispose of the proceeds of the sale of their poor farm:	
file No. 86.	
received February 25; referred to committee on State affairs.....	328
reported; general order February 27.....	360
reported; third reading March 6.....	417
passed March 10.....	434
250-251. Not received.	
252. A bill to amend sections 185 and 186 of chapter 93 of the revised statutes of 1846, entitled of courts held by justices of the peace, being sections 7000 and 7001 of Howell's Annotated Statutes:	
file No. 90.	
received March 4; referred to committee on judiciary.....	393
reported; general order March 14.....	477
reported; third reading March 20.....	535
passed March 24.....	546
253-254. Not received.	

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255. A bill to provide for the inspection of commercial fertilizers and to regulate the sale thereof: file No. 117.	
received March 6; referred to committee on agricultural interests.....	419
reported; general order March 12.....	453
reported; third reading March 16.....	487
passed March 18.....	518
256. A bill to amend section 1 of act number 142, of the session laws of 1883, being an act entitled "An act to provide for selecting petit jurors in the upper peninsula:" file No. 153.	
received March 17; referred to committee on judiciary.....	495
reported; general order April 13.....	684
reported; third reading May 5.....	872
passed; title amended by adding "so as to include the county of Manitowish," May 7.....	894
return requested May 11.....	919
received; immediate effect May 12.....	934
257. A bill to amend section 1 of an act to establish a police force in the township of Grand Rapids, being act number 280 of the local acts of 1877: file No. 112.	
received March 5; referred to committee on cities and villages.....	407
reported; general order March 25.....	556
committee of whole discharged; third reading March 28.....	591
passed; immediate effect March 28.....	594
258. A bill to re-incorporate the village of Three Oaks, in the county of Berrien, and to repeal act number 373 of the session laws of 1867, relative to the incorporation of said village, and all acts amendatory thereto: received; passed; immediate effect February 19.....	270
259. A bill to authorize the city of Cadillac, in the county of Wexford, to borrow money to make public improvements in said city: received; passed; immediate effect February 20.....	282
requested returned; February 25.....	339
received; reconsidered; amended; passed; immediate effect February 27.....	365
260. A bill to amend section 5 of act number 31, session laws of 1858, being section 5394 of Howell's Annotated Statutes of 1832, relative to the sale and reclamation of swamp lands and securing preemption of settlers: file No. 412.	
received May 27; referred to committee on public lands.....	1053
reported; general order June 3.....	1129
reported; third reading June 8.....	1224
passed—immediate effect June 9.....	1245
261. A bill to amend section 6 of act 39, of the session laws of 1855, being consecutive section number 4378 of Howell's Annotated Statutes, relative to the appointment of State visitors to incorporated institutions of learning: file No. 236.	
received April 8; referred to committee on education and public schools.....	645
reported; general order April 13.....	695
reported; third reading May 11.....	921
passed; immediate effect May 12.....	941
262. Not received.	
263. A bill to authorize the village of Howell to raise money to make public improvements in said village: received; passed; immediate effect February 20.....	283
264. A bill to prohibit the use of tobacco by teachers of public and private schools in and around school rooms and upon school grounds: received; passed; notice of motion to reconsider June 16.....	1337
265. A bill to attach certain territory to the graded school of District No. 1 of L'Anse township, Baraga county, Michigan: file No. 235.	
received April 1; referred to committee on judiciary.....	630
reported; passed; immediate effect April 21.....	756

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266. A bill to provide for inclosing, filling or fencing of any shaft, pit-hole or trench on any uninclosed or unoccupied lands within this State: file No. 208. received April 11; referred to committee on horticultural interests... reported; general order May 27..... reported; third reading June 6..... passed June 11.....	683 1047 1220 1285
267-268. Not received.	
269. A bill to amend section 10 of act No. 238 of the session laws of 1879, being an act entitled "An act to protect logs, lumber and timber while floating upon the waters in this State, or lying upon the banks or shores thereof," being compiler's section 2058, Howell's Annotated Statutes of the State of Michigan: file No. 299. received April 17; referred to committee on State affairs..... reported; general order April 25..... reported; third reading May 20..... passed (see erratum 17) May 27.....	741 813 990 1061
270. A bill to detach township 24 north, range 1 west, from the township of Higgins, in the county of Roscommon, and organize a new, separate township of said territory to be known as the township of Richfield: received February 19; referred to committee on counties and townships reported; general order April 1..... reported; third reading April 11..... passed; immediate effect April 14.....	270 620 679 702
271. A bill to authorize the board of control of State swamp land to cause the removal of jams or rafts of floodwood, and to clear out and deepen where necessary the channel of Swan Creek, in the county of Midland: file No. 397. received June 3; referred to committee on public lands..... reported; general order June 6..... reported; third reading June 15..... passed; immediate effect June 17.....	1121 1197 1318 1388
272. A bill to provide for the construction and maintenance of drains, and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto: file No. 414. received May 28; referred to select committee on drain laws..... reported; amendments printed in Journal; made special order for June 10, 10 A. M.; June 5..... ordered reprinted June 6..... Senate file No. 254. committee of whole report progress June 10..... committee of whole report progress June 11..... reported third reading June 11..... passed June 11..... received with House non-concurrence June 12..... committee of conference appointed June 12..... received with report of conference committee and House concurrence; Senate concurred June 17.....	1077 1172 1207 1251 1250 1281 1284 1296 1296 1353
273. Not received.	
274. A bill to amend act No. 138 of the public acts of 1881, and being compiler's sections 1813 to 1818 inclusive, Howell's Annotated Statutes of 1882, being an act to provide for the medical and surgical treatment of dependent children at the hospital of the Michigan University: file No. 309. received January 10; referred to committee on judiciary..... reported; general order June 17.....	1258 1341
275-276. Not received.	
277. A bill to prohibit all fishing with nets in Black river Lake, Black River, and the streams tributary to said lake, in Ottawa county, and Kalamazoo Lake and Kalamazoo River, in Allegan county: file No. 119. received March 6; referred to committee on fisheries..... reported; passed; immediate effect March 18.....	419 505

278. Not received.	
279. A bill to amend compiler's section 5955 of compiled laws of 1871, the same being compiler's section 7526 of Howell's Annotated Statutes, relative to proof of demands in suit:	
file No. 127.	
received March 10; referred to committee on judiciary.....	432
reported substitute; general order April 13.....	686
Senate file No. 209.	
reported; third reading May 11.....	921
passed May 12.....	942
280-281. Not received.	
282. A bill authorizing and empowering the trustees of the Michigan Asylum for the Insane to purchase a tract of land lying north and east of the land now owned by the State and occupied by the Asylum, and also to erect a carpenter shop:	
file No. 237.	
received April 1; referred to committees on asylums for insane and appropriations and finance.....	634
reported; general order April 2.....	837
reported; third reading April 11.....	679
passed; immediate effect April 14.....	702
283. A bill making an appropriation for building a kitchen containing lodging rooms for employes, and for building an infirmary and heating the same, at the Michigan Asylum for the Insane:	
file No. 238.	
received April 8; referred to committees on asylums for the insane and appropriations and finance.....	645
reported; general order April 10.....	664
reported; third reading April 24.....	805
passed; immediate effect April 24.....	807
284. A bill to organize the county of Alger from Schoolcraft county:	
received March 13; referred to committee on counties and townships..	463
reported; tabled March 14.....	473
taken up; passed; immediate effect March 14.....	481
285. A bill to organize the township of Autrain in Schoolcraft county:	
received March 13; referred to committee on counties and townships..	463
reported; tabled March 14.....	473
taken up; passed; immediate effect March 14.....	482
286. A bill to organize the county of Iron, and the townships of Bates and Mastodon, in said county of Iron:	
received March 30; referred to committee on counties and townships..	604
reported; passed April 1.....	620
287. A bill to prevent non-resident aliens from acquiring or holding lands in this State:	
file No. 341.	
received May 7; referred to committee on judiciary.....	887
reported; general order May 11.....	915
reported; third reading June 2.....	1105
not passed; motion to reconsider tabled June 3.....	1143
288-290. Not received.	
291. A bill to connect the State House of Correction and Reformatory and Asylum for Insane Criminals at Ionia with Ionia city water-works:	
file No. 204.	
received April 10; referred to committees on house of correction and appropriations and finance.....	669
reported; general order April 15.....	708
reported; third reading April 24.....	805
passed; immediate effect April 24.....	807
292. A bill to regulate the sale of adulterated honey:	
file No. 124.	
received March 10; referred to committee on public health.....	432
reported; general order March 12.....	451
reported; third reading March 16.....	487
passed March 18.....	519
293. A bill to incorporate the village of Milan, in the counties of Washtenaw and Monroe:	

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received February 20; referred to committee on cities and villages.....	231
reported substitute; passed; immediate effect March 5.....	400
294. Not received.	
295. A bill to provide for the challenge of talesmen in justices' courts: file No. 115.	
received March 6; referred to committee on judiciary.....	419
reported; general order April 13.....	685
reported; third reading May 5.....	873
passed May 7.....	895
296. Not received.	
297. A bill to amend section 10 of chapter 81, Revised Statutes of 1846, as amended by act No. 168, session laws of 1881, approved April 15, 1871, being section 6193, Howell's Annotated Statutes, relative to fraudulent conveyances and contracts relative to goods, chattels and things in action: file No. 190.	
received April 25; referred to committee on judiciary.....	817
reported; tabled May 8.....	903
298. Not received.	
299. A bill to amend sections 1, 2, 3, 7, 9, and 12 of act No. 344 of the session laws of 1871, entitled "An act relative to free schools in the city of Grand Rapids," approved March 15, 1871, as amended by act approved April 24, 1875, as amended by act approved May 9, 1877, as amended by act approv- ed May 3, 1879, and as further amended by act approved March 16, 1881, and to add a new section to the act to stand as section 23: file No. 184.	
received April 9; referred to committee on education and public schools.....	656
reported; general order April 14.....	698
committee of whole discharged; third reading June 2.....	1094
passed; title amended to read, "A bill to amend sections 1, 2, 3, 7, 9, and 12 of act No. 344 of the session laws of 1871, entitled "An act rela- tive to the free schools in the city of Grand Rapids," approved March 15, 1871, as amended by act approved April 24, 1875, as amended by act approved May 9, 1877, as amended by act approved May 3, 1879, and as further amended by act approved March 16, 1881, and to add two new sections to said act to stand as sections 23 and 24;" immediate effect, June 2.....	1096
300. A bill to amend sections 1 and 2 of title 9 of an act entitled "An act to revise the charter of the city of Grand Rapids, being amendatory of an act entitled 'An act to incorporate the city of Grand Rapids,' approved April 2, 1850, as amended by the several acts amendatory thereof, ap- proved March 29, 1877, as amended by act No. 379 of the session laws of 1879, approved May 23, 1879, as amended by act No. 365 of the session laws of 1881, approved April 29, 1881:" file No. 121.	
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486. Not received.	
487. A bill to detach certain territory from the counties of Cheboygan and Presque Isle, and to organize the same into a new county to be called Sumner county, and to detach certain territory from Presque Isle county and attach the same to Cheboygan county:	
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494. A bill to provide for the taxation of railway companies, organized and existing under any special act or acts of incorporation or consolidation, or which have heretofore been taxed under any special act or acts, and to repeal all acts or parts of acts inconsistent with the provisions of this act:	
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497. A bill to amend sections 3, 4, 8, 10, 13, 16, 19, 45, 48, 52, 53, 54, 59, 61, 63, 65, 66, 86, 91, and 95, of an act entitled, "An act to revise the charter of the city of Adrian," approved March 20, 1865, as amended by act approved March 16, 1869, and further amended by act approved March 18, 1871, and still further amended by act approved April 3, 1879: file No. 203. received March 24; immediate passage; referred to committee on cities and villages.....	543
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677. Not received.	
678. A bill to prevent the sale and use of unwholesome milk and milk products: file No. 234. received April 1; referred to committee on State affairs.....	631
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